

SCHEDULE VII—*contd.*FORM No. XVIII—*concluded.**Conditions.*

1. This license is granted subject to all the provisions of the Indian Arms Act, 1878 (XI of 1878), and the Indian Arms Rules.
2. The licensee shall not go armed with any arms covered by this license otherwise than in good faith for the destruction or driving away of wild animals which do injury to the crops or cattle situated in the area specified in the license.
3. The licensee shall not use any arms covered by this license otherwise than in the place or tract in which the license is valid.
4. He shall not lend any arms or ammunition covered by this license to any person, other than a *bond fide* member of his family, or servant who may be employed by him to protect the crops or cattle situated in the area specified in the license and who is mentioned in column 2 of the license.
5. He shall forthwith give information at the nearest police station of the loss or theft of any gun or ammunition covered by this license.
6. The licensee shall not keep Government arms or ammunition.

Explanation.—For the purpose of this condition—

- (a) "Government arm" means a firearm or other weapon which is the property of Government; and
- (b) "Government ammunition" means ammunition manufactured in any Government factory, or prepared for and supplied to Government.

Note.—In Burma, condition 6 may be cancelled by the authority granting the license if empowered to do so by the local Government and an endorsement added showing the Government arms and ammunition which the licensee is entitled to possess.

7. This license shall be void if the licensee commits a breach of any of the above conditions or if the licensee dies, or if any weapon covered thereby—
 - (i) is sold,
 - (ii) is attached in execution of a decree.

SCHEDULE VII—contd.

FORM NO. XIX.

[Rule 30.]

FEES—

(a) when granted under rule 30 (1) (a) (b), FOUR ANNAS IN STAMP FOR EACH WEAPON,
 (b) when granted under rule 30 (1) (c) FREE OF ALL FEE.

License for going armed on a journey in or through any province.

1 Name, description and residence of licensee and Agent (if any).	2 Arms or Ammunition that licensee is entitled to carry.		3 RETAINERS (if any) COVERED BY THE LICENSE.			4 Place of departure, route and place of destination.	5 Period which the journey is likely to occupy.	6 Period for which the license is valid.
	Description.	Quantity.	Name of retainer.	Name of retainer's father.	Address of retainer.	Arms or ammunition that retainer is entitled to carry.		

From the _____

 to the _____
 19 ..

(Signature.)

Seal.

The _____ 19 ..

Commissioner of Police,
 Magistrate of the _____ district,
 Political Agent for the _____ State.

Conditions.

- This license is granted subject to all the provisions of the Indian Arms Act, 1878 (XI of 1878), and the Indian Arms Rules, 1909.
- It covers only the persons named, and the arms and ammunition described therein, and such retainers (if any) as may be entered in column 3.
- The licensee or any retainer acting under this license shall not, unless specially empowered in this behalf by the authority granting the license, go armed in a railway carriage or to a fair, religious procession or other public assemblage.
- The licensee shall, at the time of purchasing any new arms or ammunition, cause the following particulars to be endorsed upon his license under the vendor's signature, namely:—

(a) the name, description and residence of the person who takes delivery of the articles purchased;

(b) the nature and quantity of the articles purchased; and

(c) the date of purchase.

- He shall not go armed with Government arms or ammunition.

Explanation.—For the purposes of this condition,—

(a) "Government arm" means a firearm or other weapon which is the property of the Government; and

(b) "Government ammunition" means ammunition manufactured in any Government factory or prepared for and supplied to the Government.

No. 3103.—In exercise of the powers conferred by section 35 of the Court-fees Act, 1870 (VII of 1870), and in supersession of all previous Notifications on the same subject, the Governor General in Council is pleased—

- (a) to remit all fees payable under schedule VII upon applications relating to licenses or duplicates granted or renewed under the Indian Arms Rules, 1909, other than licenses or duplicates of the nature hereinafter referred to in sub-head (b); and
- (b) to reduce to one anna all fees, exceeding one anna, payable under the said schedule upon applications relating to licenses or duplicates granted or renewed under the said Rules in respect of which—
 - (i) no fee is payable under the said Rules, or
 - (ii) the fee payable under the said Rules has been collected in full.

The 17th August, 1909.

No. 3170.—It is hereby notified for general information that the Garo Hills district in the Province of Eastern Bengal and Assam will be included in the Commissionership of the Assam Valley Districts, with effect from the 1st September 1909.

ESTABLISHMENTS.

The 16th August, 1909.

No. 955.—A temporary vacancy having occurred in the office of an Ordinary Member of the Council of the Governor General of India, by the departure on leave of the Honourable Sir Harvey Adamson, Kt., C.S.I., the Governor General in Council has been pleased, under the provisions of the Act 24 and 25 Vict., Cap. 67, section 27, to appoint Sir Herbert Hope Risley, K.C.I.E., C.S.I., to act temporarily as an Ordinary Member of the Council of the Governor General of India.

The Honourable Sir Herbert Risley has, on this day, taken upon himself the execution of his office under the usual salute.

The 19th August, 1909.

No. 962.—Mr. A. T. A. Shaw has been permitted to resign His Majesty's Indian Civil Service, with effect from the 15th June 1909.

The 20th August, 1909.

No. 969.—The Honourable Mr. H. Savage, C.S.I., is permitted to resign His Majesty's Indian Civil Service, with effect from the 25th September 1909 or the subsequent date on which he may sail from India or relinquish charge of office in the event of his not taking subsidiary leave.

SANITARY.

The 17th August, 1909.

No. 1394.—The services of Lieutenant-Colonel F. R. Ozzard, I.M.S., are replaced at the disposal of His Excellency the Commander-in-Chief in India.

H. A. STUART,

Secretary to the Government of India.

DEPARTMENT OF REVENUE AND AGRICULTURE.

NOTIFICATIONS.

LAND SURVEYS.

Simla, the 19th August, 1909.

No. 941—1042.—Mr. A. Ewing, Extra Assistant Superintendent, 2nd grade, Survey of India, is promoted to be Extra Assistant Superintendent, 1st grade, with effect from the 6th August 1909.

No. 942—1043.—Mr. M. Gestaud, Extra Assistant Superintendent, 2nd grade, Survey of India, is promoted to be Extra Assistant Superintendent, 1st grade, with effect from the 8th August 1909.

R. W. CARLYLE,

Secretary to the Government of India

PUBLIC WORKS DEPARTMENT.

NOTIFICATIONS.

Simla, the 16th August, 1909.

No. 93.—Mr. W. E. Curry, Examiner of Public Works Accounts, Burma, is granted, under Articles 233, 246, 260 and 308 (b) of the Civil Service Regulations, combined leave or one year, eleven months and twenty-six days, with effect from the 7th September 1909, *viz.*, privilege leave for three months and furlough for the remaining period.

No. 94.—Mr. W. A. T. Carnduff, Examiner of Public Works Accounts, Central Provinces, is appointed Examiner of Public Works Accounts, Burma.

No. 95.—Mr. Gangarama Kaula, Examiner of Accounts, is appointed Examiner of Public Works Accounts, Central Provinces.

No. 96.—Mr. Venkatarama Ayyar, Deputy Examiner of Accounts, is transferred from the Office of the Examiner of Accounts, Oudh and Rohilkhand Railway to that of the Examiner of Public Works Accounts, Central Provinces.

The 18th August, 1909.

No. 97.—Mr. W. G. Wood, Superintending Engineer, 2nd class, temporary rank, is appointed to officiate as Chief Engineer and Secretary to the Government of the United Provinces, Buildings and Roads Branch, with effect from the 14th August 1909 during the absence on privilege leave of Mr. C. E. V. Goument.

No. 98.—Mr. A. W. E. Standley, Executive Engineer, United Provinces, is appointed to officiate as a Superintending Engineer, with effect from the 13th August 1909.

No. 99.—Lieutenants F. H. E. Townshend and D. S. Johnston, Royal Engineers, Military Works Services, are temporarily appointed to the Public Works Department as Assistant Engineers, 3rd grade, and are posted to Bombay.

L. M. JACOB,

Secretary to the Government of India

FOREIGN DEPARTMENT.

NOTIFICATIONS.

Simla, the 17th August, 1909.

No. 2786-Est.-A.—Mr. C. C. H. Twiss, Assistant Master in the Mayo College at Ajmer, is granted special leave for four months and one day, with effect from the 5th July, 1909, under Articles 277 and 316 of the Civil Service Regulations.

(Notifications Nos. 1710-Est.-A., dated the 24th May, 1909, and 2054-Est.-A., dated the 22nd June, 1909, are hereby cancelled.)

No. 2789-Est.-A.—The services of Munshi Mahbub Alam, an Extra Assistant Commissioner, 6th grade, Punjab, and Revenue Member of the Tonk State Council, are replaced at the disposal of the Government of the Punjab, with effect from the 25th August, 1909.

The 18th August, 1909.

No. 1640-1.B.—In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, the Governor General in Council is pleased to apply the Police Act, 1888, (III of 1888), to the territories in Berar for the time being administered by the Chief Commissioner of the Central Provinces.

S. H. BUTLER,

Secretary to the Government of India

FINANCE DEPARTMENT.

NOTIFICATION.

LEAVE AND APPOINTMENTS.

Simla, the 19th August, 1909.

No. 4209-F. O. & A.—Mr. J. W. Ebden is posted as Assistant Accountant General, Burma, with effect from the 16th of April 1909.

W. S. MEYER,

Secretary to the Government of India.

FINANCE DEPARTMENT (MILITARY FINANCE).

NOTIFICATION.

LEAVE AND APPOINTMENTS.

Simla, the 18th August, 1909.

No. 1458-Accts.—Major W. A. M. Bruce, I.A., Military Accountant, 2nd class, Military Accounts Department, and Military Deputy Accountant General and *ex-officio* Assistant Secretary to the Government of India, Finance Department (Military Finance), is granted one year's leave to proceed out of India on private affairs, from or after the 15th September 1909, under the leave rules of 1886 for the Indian Army—Pension service 22nd year, commenced 14th September 1908.

R. A. MANT,

Joint Secretary to the Government of India.

DEPARTMENT OF COMMERCE AND INDUSTRY.

NOTIFICATION.

CUSTOMS ESTABLISHMENT.

Simla, the 18th August, 1909.

No. 6076-3.—Mr. S. T. Bhandare, an Assistant Collector in the Imperial Customs Service, is granted privilege leave for one month in extension of that granted in the Notification in this Department No. 4467-3, dated the 23rd June 1909.

B. ROBERTSON,

Secretary to the Government of India.

ARMY DEPARTMENT.

Simla, the 20th August 1909.

APPOINTMENTS.

ARMY DEPARTMENT.

No. 778.—Captain H. N. Young, Indian Army, Supply and Transport Corps, is appointed to officiate as an Assistant Secretary to the Government of India, Army Department, during the absence of Captain H. F. Cooke, 32nd Sikh Pioneers, on combined leave; with effect from the 25th August 1909.

15th August 1909.

Stanley Somerset Wreford Padden, 36th Jacob's Horse.

18th August 1909.

Harold Ernest Weekes, 2nd Battalion, 10th Gurkha Rifles.

Edward Richard Lyndale Browning, 1st Brahmans.

Guilford Edgar Charlton Underhill, 62nd Punjabis.

Vree Rogerson Cotter, Survey Department.

Charles Arthur Gilbert Money, 130th Prince of Wales's Own Baluchis.

Sidney Lawrie Wace, 26th Prince of Wales's Own Light Cavalry.

George Ramsay Maitland, 14th Murray's Jat Lancers.

INDIAN MEDICAL SERVICE.

No. 784.—The following promotions are made subject to His Majesty's approval :—

Captains to be Majors.

28th July 1909.

John Walter Forbes Rait, M.B.

Eugene John O'Meara, F.R.C.S.

Spencer Hunt, M.B.

Henry Albert John Gidney, F.R.C.S.E.

INDIAN SUBORDINATE MEDICAL DEPARTMENT.

ASSISTANT SURGEON BRANCH.

No. 785.—The undermentioned 3rd class Assistant Surgeon, having completed seven years' service in that class and passed the required departmental examination, to be 2nd class Assistant Surgeon, with effect from the 19th April 1909 :—

William Henry Brumby.

Madras Establishment.

No. 786.—The following promotions are made, subject to His Majesty's approval :—

2nd class Assistant Surgeons—

Joseph Francis Gibson

Fidolin Joseph Dunn

Robert McKie

William Robert D'Sylva

2nd class (Supernumerary 1st class) Assistant Surgeon Francis Xavier D'Santos to be Senior Assistant Surgeon with the honorary rank of Lieutenant ; vice Senior Assistant Surgeon and honorary Captain T. McDonough, superannuated ; with effect from the 24th June 1908.

ORDNANCE DEPARTMENT.

NORTHERN CIRCLE.

No. 787.—Store-Sergeant John O'Connor to be Sub-Conductor ; vice Sub-Conductor William Clarke appointed Assistant Overseer in the Gun and Shell Factory, Cossipore, and seconded ; with effect from the 22nd March 1909.

No. 788.—Sub-Conductor William Misson to be Conductor ;

Store-Sergeant Charles Dossett to be Sub-Conductor ; vice Conductor James Laing, transferred to the pension establishment ; with effect from the 26th March 1909.

(This cancels Army Department Notification No. 485 of 1909.)

No. 789.—Store-Sergeant Arthur Simons to be Sub-Conductor ; vice Sub-Conductor James Montgomery Ovens Sweny, transferred to the pension establishment ; with effect from the 1st April 1909.

(This cancels Army Department Notification No. 486 of 1909.)

No. 790.—Store-Sergeant William Thomas Warmington to be Sub-Conductor ; vice Sub-Conductor John Rose, appointed Assistant Overseer in the Cordite Factory, Aruvankadu, Nilgiris, and seconded ; with effect from the 12th April 1909.

(This cancels Army Department Notification No. 551 of 1909.)

No. 791.—Conductor Frederick George Finch, office of the Director General of Ordnance in India, seconded, is brought on the effective list, with effect from the 1st July 1909, to fill a vacancy, vice Conductor James Munnings, deceased.

No. 792.—In Army Department Notifications Nos. 323 and 604 of 1908 for "Thomas Richard Todd" read "Thomas Robert Todd".

No. 793.—In the last line of Army Department Notification No. 1000 of 1907, for "906" read "935".

SUPPLY AND TRANSPORT CORPS.

(LATE) MADRAS LIST.

No. 794.—Sub-Conductor Arthur Robertson to be Conductor ; Sergeant Patrick Fitzgerald to be Sub-Conductor ; vice Conductor Richard Arnold Gregory, deceased ; with effect from the 19th May 1909.

No. 795.—Sergeant David Turner to be Sub-Conductor ; vice Sub-Conductor George Neild, transferred to the pension establishment ; with effect from the 1st June 1909.

(Army Department Notifications Nos. 610, 764 and 765 of 1909 are cancelled.)

(LATE) BOMBAY LIST.

No. 796.—Sub-Conductor Alfred Ernest Douglas to be Conductor ; vice Conductor William Rees, transferred to the pension establishment ; with effect from the 27th June 1909.

No. 797.—Conductor John Richard Arthur to be Assistant Commissary and to have the honorary rank of Lieutenant, subject to His Majesty's approval ;

Sub-Conductor Edmund Henry Baillie Nagle to be Conductor ; vice Assistant Commissary and Honorary Lieutenant H. D. Kettle, retired ; with effect from the 5th July 1909.

NATIVE ARMY.

APPOINTMENTS AND PROMOTIONS.

No. 798.—The honorary rank of Jemadar is conferred, on retirement, on Dafadar (Salutri) Wahid Hussan, 13th Duke of Connaught's Lancers (Watson's Horse). Dated 1st July 1909.

13th Rajputs (The Shekhawati Regiment).

No. 799.—Jemadar Dhan Singh, appointed on probation in Army Department Notification No. 840 of 1907, is confirmed in that rank, with effect from the 11th March 1907.

22nd Punjabis.

No. 800.—Jemadar Rajpal Singh, appointed on probation in Army Department Notification No. 917 of 1907, is confirmed in that rank, with effect from the 15th July 1907.

58th Vaughan's Rifles (Frontier Force).

No. 801.—Jemadar Said Razam, appointed on probation in Army Department Notification No. 874 of 1907, is confirmed in that rank, with effect from the 21st July 1907.

No. 802.—The following promotions are made :—

13th Duke of Connaught's Lancers (Watson's Horse).

Ressaidar Mal Singh to be Risaldar, Jemadar Kishan Singh to be Ressaidar and Dafadar Jit Singh to be Jemadar, vice Bhaggat Singh, transferred to the pension establishment ; with effect from the 16th July 1909.

27th Light Cavalry.

Drill Dafadar Yakub Khan to be Jemadar, *vice* Abdur Razack Khan, resigned ; with effect from the 1st November 1908.

Dafadar Muhammad Usman to be Jemadar, *vice* Ramji Lall, transferred to the pension establishment ; with effect from the 3rd January 1909.

1st Brahmans.

Jemadar Bandidin Sukul to be Subadar and Havildar-Major Anrudnath Tewari to be Jemadar, *vice* Sarab-Jit Pande, transferred to the pension establishment ; with effect from the 1st July 1909.

34th Sikh Pioneers.

Havildar Uttam Singh to be Jemadar, *vice* Jhanda Singh, transferred to the pension establishment ; with effect from the 1st August 1909.

74th Punjabis.

Havildar Bahadur Khan to be Jemadar, *vice* Sher Khan, transferred to the pension establishment ; with effect from the 1st July 1909.

84th Punjabis.

Jemadar Muhammad Zaman to be Subadar and Colour-Havildar Sabz Ali to be Jemadar, *vice* Wali Dad, *Bahadur*, transferred to the pension establishment ; with effect from the 27th June 1909.

Resident's Escort (Nepal).

Subadar *Rai Sahib* Brahmdeo Singh to be Subadar-Major ; with effect from the 11th July 1909.

PENSIONS.

WARRANT OFFICERS.

No. 803.—The undermentioned warrant officer has been transferred to the pension establishment ; with effect from the date specified :—

Conductor William Rees, Supply and Transport Corps, (late) Bombay List, with effect from the 27th June 1909.

VOLUNTEER CORPS.

APPOINTMENTS AND PROMOTIONS.

Bangalore Rifle Volunteers.

No. 804.—Duncan Donald Campbell to be Captain, *vice* C. W. Campbell, resigned. Dated 1st June 1909.

David John Ballard Phaure to be Lieutenant, *vice* C. Mahoney, resigned. Dated 21st May 1909.

Herbert Clowe Crichton to be Lieutenant, *vice* H. E. Williams, resigned. Dated 21st May 1909.

Wilfred Harold Woodhouse Adolphus to be Second-Lieutenant, *vice* J. A. D'Cruz, resigned. Dated 24th April 1909.

1st Battalion, Great Indian Peninsula Railway Volunteer Rifle Corps.

No. 805.—Frederick William Hay Lawson to be Second-Lieutenant, to fill an existing vacancy. Dated 1st July 1909.

Frank Harrington to be Second-Lieutenant, to fill an existing vacancy. Dated 1st July 1909.

Bombay, Baroda and Central India Railway Volunteer Rifles.

No. 806.—Lieutenant John Richardson Reynolds to be Captain, *vice* R. M. Thomason, promoted. Dated 15th June 1908.

Second-Lieutenant John Alexander Jones to be Lieutenant, *vice* J. R. Reynolds, promoted. Dated 15th June 1908.

Lieutenant Charles Edward Durnford to be Captain, *vice* J. R. Tickell, resigned.
Dated 23rd June 1908.

Second-Lieutenant Harry Parry Jones to be Lieutenant, *vice* C. E. Durnford, promoted.
Dated 23rd June 1908.

Lieutenant George Filmer Guy to be Captain, *vice* R. C. T. Huddleston, deceased.
Dated 8th August 1908.

Second-Lieutenant Edmund Charles Hill Condon to be Lieutenant, *vice* H. P. Jones, promoted.
Dated 8th August 1908.

(The promotions of the abovementioned officers notified in Army Department Notifications Nos. 652, 781 and 999 of 1908, are cancelled.)

MEDALS AND DECORATIONS.

No. 807.—His Excellency the Governor-General of India is pleased to confer the Volunteer Officers' Decoration upon the undermentioned officers:—

Calcutta Port Defence Volunteer Corps.

Honorary Captain (Paymaster) Henry Hobbs.

Rangoon Volunteer Rifles.

Lieutenant Samuel Hall.

Nilgiri Volunteer Rifles.

Major Walter Ward.

Honorary Captain (Quarter Master) Charles Richard Hardy.

2nd (Presidency) Battalion, Calcutta Volunteer Rifles.

Captain George Alfred Meade.

St. Michael's School Cadet Corps.

Lieutenant Eugene Day.

CANTONMENTS.

REGULATIONS.

No. 808.—In exercise of the powers conferred by section 26 of the Cantonments Act, 1889 (XIII of 1889), the Governor-General in Council is pleased to direct that the following amendment shall be made in the Cantonment Code, 1899, namely:—

In the proviso to section 209 of the Cantonment Code, 1899, after the word "committed", where it occurs for the second time, the words "or of any police officer, not below the rank of an officer in charge of a police station, who is employed in the Cantonment and specially authorised in this behalf by the Commanding Officer of the Cantonment.", shall be added.

R. I. SCALLON, Major-General,

Secretary to the Government of India.

ARMY DEPARTMENT.

NOTIFICATION.

Simla, the 20th August 1909.

Under clause 53 of the Regulations appended to the Regimental Debts Act, 1893, it is notified that a report of the death of the undermentioned warrant officer on the date specified, was received in the Army Department between the 11th and 17th August 1909:—

Corps.	Rank and name.	Date of Decease.	Place of Decease.	Testate or Intestate.	REMARKS.
Public Works Department, (Military Works Services.)	Conductor Inward. William Thomas	10th August 1909	Near Manzai in the Loralai District (13 miles from Loralai.)	...	...

R. I. SCALLON, Major-General,
Secretary to the Government of India.

MARINE DEPARTMENT.

Simla, the 30th August 1909.

LEAVE.

No. 43.—The undermentioned officer has been granted an extension of leave by the Right Hon'ble the Secretary of State for India:—

Engineer E. E. Macpherson, Royal Indian Marine, for one month (u. p. a.)

PROMOTIONS.

No. 44.—The following promotion is made in the Royal Indian Marine, with effect from the 4th August 1909:—

To be Engineer.

Assistant Engineer Ernest Stuart Borner.

R. I. SCALLON, Major-General,
Secretary to the Government of India.

RAILWAY DEPARTMENT.

(RAILWAY BOARD.)

NOTIFICATIONS.

Simla, the 17th August, 1909.

No. 245.—In exercise of the power conferred by section 146 of the Indian Railways Act, 1890 (IX of 1890), the Governor General in Council is pleased to extend the whole of the said Act, except section 135, to the Silao extension of the Bokharpur-Behar Light Railway.

No. 246.—Lieutenant J. R. Marryat, R.E., Assistant Engineer, Lower Ganges Bridge Project, is granted special examination leave for thirty days, under paragraph 864, Chapter VII, of the State Railway Construction Code, with effect from the 1st September 1909, or such subsequent date as he may be permitted to avail himself of it.

The 18th August, 1909.

No. 247.—With reference to Railway Board Notification No. 223, dated the 28th July 1909, Mr. C. F. Langer, Storekeeper, North Western Railway, in Class III, grade I, of the Superior Revenue Establishment of State Railways, is appointed to officiate in Class II of that Establishment.

No. 248.—With reference to Railway Board Notification No. 247, dated the 18th August 1909, Mr. E. B. Thorpe, Superintendent of the office of the Chief Storekeeper, North Western Railway, is appointed to officiate as an Assistant Storekeeper on that Railway.

No. 249.—It is hereby notified for general information that the Railway Board have sanctioned a detailed survey being made by the agency of the Bengal-Nagpur Railway Company for a line of railway on the 2 feet 6 inches gauge from Ranchi, the terminus of the Purulia-Ranchi Railway, to Palkote *via* Lohardaga, a distance of 88 miles.

2. The survey will be known as the Ranchi-Lohardaga-Palkote Extension Survey.

No. 250.—With reference to Railway Board's Notification No. 182, dated the 4th September 1906, it is hereby notified for general information that the Railway Board have sanctioned a survey being made for an alternative alignment for a light railway on the 5 feet 6 inches gauge from Dhak station on the Sind Sagar section of the North Western Railway *via* Katha to the foot of the hills near Tajuwala in the Shahpur district of the Punjab, a distance of about 15 miles.

2. This survey has been placed under the control of the Manager, North Western Railway, and will be known as the Dhak-Tajuwala Railway Survey.

The 19th August, 1909.

No. 251.—Mr. F. B. Thomas, Head Locomotive Draughtsman, Eastern Bengal State Railway, is appointed to the Superior Revenue Establishment of State Railways as an Assistant Locomotive Superintendent in Class III, grade 1, and appointed to officiate as a District Locomotive Superintendent with temporary rank in Class II, grade 4, with effect from the 1st June 1909.

No. 252.—Mr. K. M. Kirkhope,* District Locomotive Superintendent, in Class II, grade 3, of the Superior Revenue Establishment of State Railways (on leave) is transferred from the North Western Railway to the Eastern Bengal State Railway, with effect from the 1st April 1909.

No. 253.—The following permanent promotions are ordered in the Superior Revenue Establishment of State Railways, Locomotive Department, with effect from the 1st April 1909 :

Names.	From	To
Cole, H. L. ...	Class III, grade 1 and " II, " 4 temporary ...	Class II, grade 4.
Silvester, C. J. ...	Class III, grade 1 and " II, " 4 s. p. t. ...	Class II, grade 4.

The 20th August, 1909.

No. 255.—Mr. W. J. Carroll, Assistant Traffic Superintendent, North Western Railway, in class III, grade 2 of the Superior Revenue Establishment of State Railways, is appointed to officiate as a District Traffic Superintendent in class II of that Establishment, during the absence of Mr. J. D. Green, on privilege leave.

No. 256.—Mr. H. Armitstead, Assistant Carriage and Wagon Superintendent, North Western Railway, in Class III, grade 1 of the Superior Revenue Establishment of State Railways, is appointed to officiate as a District Carriage and Wagon Superintendent in Class II of that establishment during the absence of Mr. R. J. Chalmers on privilege leave.

The 17th August, 1909.

No. 241.—The following is published for general information :

No. 1451 R.T., dated the 9th August 1909.

RESOLUTION—By the Railway Board.

Adoption on the Rohilkund and Kumaon Railway system of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

Read—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 188, dated the 8th September 1906, and Railway Board's circular No. R. T. 69 A., dated the 8th September 1906.

Railway Board's notification No. 188, dated the 22nd July 1907, and Railway Board's circular No. 562 R. T., dated the 5th July 1907.

Railway Board's notification No. 57, dated the 27th February 1908, and Railway Board's resolution No. 422 R. T., dated the 24th February 1908.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228 R. T., dated the 6th July 1909.

Read also—

Letter No. 6597-G—10, dated the 27th July 1909, from the Agent of the Rohilkhand and Kumaon Railway Company.

RESOLUTION.—The Agent of the Rohilkund and Kumaon Railway Company has recommended the adoption on the Rohilkund and Kumaon

Railway system of the amendments, promulgated under Railway Board's circular No. 1228 R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules together with Appendix B were sanctioned for adoption on the Rohilkund and Kumaon railway system in Railway Board's resolution No. 422 R. T., dated the 24th February 1908, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on the Rohilkund and Kumaon railway system.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 3, Lucknow, and to the Agent of the Rohilkund and Kumaon Railway Company, for information.

NO. 242.—The following is published for general information :

No. 1457 R.T., dated the 9th August 1909.

RESOLUTION—By the Railway Board.

Adoption on such portions of the Bhavnagar-Gondal-Junagad-Porbandar Railway as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. ^{89 A} ₆, dated the 8th September 1906.

Railway Board's notification No. 105, dated the 9th May 1907, and Railway Board's resolution No. 148-R. T., dated the 3rd May 1907.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 267, dated the 22nd October 1907, and Railway Board's resolution No. 1213-R. T., dated the 16th October 1907.

Railway Board's notification No. 221, dated the 18th July 1909, and Railway Board's circular No. 1228 R. T., dated the 6th July 1909.

READ ALSO—

Letter No. G. 5108—8 (22), dated the 24th July 1909, from the Manager and Engineer-in-Chief, Bhavnagar-Gondal-Junagad-Porbandar Railway.

RESOLUTION.—The Manager and Engineer-in-Chief of the Bhavnagar-Gondal-Junagad-Porbandar Railway has recommended the adoption on the Bhavnagar-Gondal-Junagad-Porbandar Railway system of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the 6th July

1909 and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906, for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on such portions of the Bhavnagar-Gondal-Junagad-Porbandar Railway as are situate in British territory, respectively, in Railway Board's resolutions Nos. 148-R. T., dated the 3rd May 1907, and 1218-R. T., dated the 16th October 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on such portions of the Bhavnagar-Gondal-Junagad-Porbandar Railway as are situate in British territory.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3) of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 5, Bombay, and to the Manager and Engineer-in-Chief, Bhavnagar-Gondal-Junagad-Porbandar Railway, for information.

No. 243.—The following is published for general information :

No. 1452 R.T., dated the 9th August 1909.

RESOLUTION—By the Railway Board.

Adoption on such portions of the Bengal Nagpur Railway, and of the railways worked by it, as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

Read—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R.T. ^{89-A}/₅, dated the 8th September 1906.

Railway Board's notification No. 183-R.T., dated the 22nd July 1907, and Railway Board's resolution No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 172, dated the 15th July 1907, and Railway Board's resolution No. 585-R. T., dated the 9th July 1907.

Railway Board's notification No. 220, dated the 18th September 1907, and Railway Board's resolution No. 977-R.T., dated the 9th September 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R. T., dated the 6th July 1909.

Read also—

Letter No. ¹⁴⁰¹²/₅₀₃, dated the 27th July 1909, from the Agent of the Bengal Nagpur Railway Company.

RESOLUTION.—The Agent of the Bengal Nagpur Railway Company has recommended the adoption on the Bengal Nagpur Railway system of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the

8th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on such portions of the Bengal Nagpur Railway and of the railways worked by it, as are situate in British territory, respectively, in Railway Board's resolutions Nos. 585-R.T., dated the 9th July 1907, and 977-R.T., dated the 9th September 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on such portions of the Bengal Nagpur Railway, and of the railways worked by it, as are situate in British territory.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 1, Calcutta, and to the Agent of the Bengal Nagpur Railway Company, for information.

No. 244.—The following is published for general information :

No. 1456 R.T., dated the 9th August 1909.

RESOLUTION—By the Railway Board.

Adoption on such portions of the Madras and Southern Mahratta Railway, and of the railways worked by it, as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R.T. ^{89-A.} ₅ dated the 8th September 1906.

Railway Board's notification No. 141, dated the 11th June 1907, and Railway Board's resolution No. 346-R.T., dated the 1st June 1907.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562-R.T., dated the 5th July 1907.

Railway Board's notification No. 246, dated the 4th October 1907, and Railway Board's resolution No. 1086-R.T., dated the 30th September 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's resolution No. 1228-R.T., dated the 6th July 1909.

READ ALSO—

Letter No. ⁵⁴⁷⁻³⁵ ₁₆₉₁₀ T., dated the 23rd July 1909, from the Agent of the Madras and Southern Mahratta Railway Company.

RESOLUTION.—The Agent of the Madras and Southern Mahratta Railway Company has recommended the adoption on the Madras and Southern Mahratta

Railway and on the lines worked by it, of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on such portions of the Madras and Southern Mahratta Railway, and of the railways worked by it, as are situate in British territory, respectively, in Railway Board's resolutions Nos. 346-R. T., dated the 1st June 1907 and 1086-R. T., dated the 30th September 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on such portions of the Madras and Southern Mahratta Railway, and of the railways worked by it, as are situate in British territory.

ORDER.—Ordered that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (1) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 7, Madras, and to the Agent of the Madras and Southern Mahratta Railway Company, for information.

The 20th August, 1909.

No. 254.—The following is published for general information:

No. 1471 R. T., dated the 12th August 1909.

RESOLUTION—By the Railway Board.

Adoption on such portions of the Great Indian Peninsula Railway system as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. $\frac{80-A}{5}$, dated the 8th September 1906.

Railway Board's notification No. 20, dated the 30th January 1907, and Railway Board's resolution No. R. T. $\frac{121-A}{5}$, dated the 29th January 1907.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 340, dated the 12th December 1907, and Railway Board's resolution No. 1487-R. T., dated the 6th December 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R. T., dated the 6th July 1909.

READ ALSO—

Letter No. 20-E-2., dated the 28th July 1909, from the Agent of the Great Indian Peninsula Railway Company.

RESOLUTION.—The Agent of the Great Indian Peninsula Railway Company has recommended the adoption on the Great Indian Peninsula Railway

ystem of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on such portions of the Great Indian Peninsula Railway system as are situate in British territory, respectively, in Railway Board's resolutions Nos. R. T. ^{191-A} 5, dated the 29th January 1907, and 1487-R. T., dated the 6th December 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on such portions of the Great Indian Peninsula Railway system as are situate in British territory.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 6, Bombay, and to the Agent of the Great Indian Peninsula Railway Company, for information.

R. C. F. VOLKERS,
Secretary, Railway Board.



The Gazette of India.

PUBLISHED BY AUTHORITY.

No. 35.}

SIMLA, SATURDAY, AUGUST 28, 1909.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

CONTENTS.

PAGES.

PAGES.

PART I.—Government of India Notifications. Appointments, Promotions, Leave of Absence, General Orders, Rules and Regulations	761—775	PART VI.—Proceedings of the Council of the Governor General of India, assembled for the purpose of making Laws and Regulations on the 27th August, 1909 :	
		New Member	155
		Anand Marriage Bill	156—157
		Indian Volunteers (Amendment) Bill	157
		Dourine Bill	157—158
		Indian Paper Currency Bill	158—160
PART II.—Notifications by Comptroller General, Department of Commerce and Industry, Paper Currency Department, Bank of Bengal, Agent to the Governor-General and Chief Commissioner in Baluchistan, Agent to the Governor-General, North-West Frontier Province, Administrator General of Bengal, High Court, Survey of India Department, Indian Museum, State Railways, Calcutta University, Post Office, Telegraph Department, Official Advertisements	1361—1396	SUPPLEMENT NO. 35.	
		Statement of Wholesale and Retail Prices and certain staple articles of food-grains for the second-half of July 1909	1781—1799
		Imports of Cotton, Wheat, Linseed, Indigo, Jute, Tea and Rice	1801—1805
		Resolution regarding the execution of deeds, Contracts, etc. in Eastern Bengal and Assam	1807—1808
		Statement of plague seizures and deaths reported in India during week ending the 21st August 1909	1809—1820
		Rainfall Summary for the seven days ending at 8 hrs., Thursday, the 20th August 1909, based on the Indian Daily Weather Reports of the period	1821—1823
		Season and Crop Prospects for the week ending Saturday, the 21st August 1909	1824—1827
		Statement showing the number of persons on relief works and in receipt of gratuitous relief in the Districts and Native States affected by famine or scarcity in India for the week ending 7th August 1909	1828
		Statement of Approximate Gross earnings of Indian Railways	1829—1831

PART I.

Government of India Notifications, Appointments, Promotions, &c.

HOME DEPARTMENT.

NOTIFICATIONS.

PUBLIC.

Simla, the 25th August, 1909.

No. 3239.—In exercise of the power conferred by section 5 of the Victoria Memorial Act, 1903 (X of 1903), the Governor General in Council is pleased to direct that the following rule shall be added to the rules published in the Home Department notification

no. 1430, dated the 26th March 1903, and subsequently amended by the Home Department notification no. 3150, dated the 11th December 1907 :

"Investment of the Victoria Memorial Funds."

" 13. The Trustees are authorized to retain or place on deposit with the Bank of Bengal or any other Bank approved by the Governor General in Council all or any part of the funds in their custody for the purposes of the Victoria Memorial Act, 1903, and to make such arrangements as to interest or otherwise as to them shall seem fit in their absolute discretion."

The 27th August, 1909.

No. 3266.—The Governor General in Council is pleased to sanction the admission to the third class of the Civil Division of the Indian Order of Merit of Subedar Kawan Khan of the Southern Waziristan Militia for conspicuous bravery displayed by him on the 7th June 1909, in arresting a sepoy who had run amok. The sepoy had shot one man dead in his barrack room, and had run out of the building with his rifle and forty rounds of ammunition. He was engaged in firing at all persons who came within his view, when the Subedar unarmed rushed across an open space of twenty yards and seized him. The sepoy whose ammunition was not yet exhausted endeavoured to shoot the Subedar as he approached, but in his haste omitted to close the breech of his rifle, and was consequently unable to fire. Had he done so, the Subedar must almost certainly have been shot.

No. 3268—In exercise of the powers conferred by section 27 of the Indian Arms Act (XI of 1878), the Governor General in Council is pleased to direct that the name of Raja Surajpal Singh be substituted for that of his late father Raja Balwant Singh, C.I.E., of Awa, in clause (19) (b) of Schedule I of the Indian Arms Rules, 1909.

SANITARY.
PLAQUE.

The 24th August, 1909.

No. 1428.—The following telegram is published for general information :

Telegram dated Therapia, the 18th August 1909.

From—His Britannic Majesty's Ambassador Extraordinary and Plenipotentiary at Constantinople,
To—His Excellency the Viceroy.

Medical inspection imposed on arrivals from coast of Russia between Odessa and Savastopol both included.

JUDICIAL.

The 25th August, 1909.

No. 1218.—His Majesty the King Emperor has been pleased to appoint Digambar Chatterjee, Esq., at present acting as a Judge of the High Court of Judicature at Fort William in Bengal, to be a Judge of that Court, with effect from the 11th August 1909.

H. A. STUART,
Secretary to the Government of India.

GOVERNMENT OF BENGAL.

NOTIFICATION.

GENERAL DEPARTMENT.

Calcutta, the 21st August, 1909.

No. 3363.—In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874 (XIV of 1874), and with the previous sanction of the Governor-General in Council, the Lieutenant-Governor is pleased to extend the Indian Factories Act, 1881 (XV of 1881), to the district of Singhbhum.

J. G. CUMMING,
Off. Secretary to the Government of Bengal.

DEPARTMENT OF REVENUE AND AGRICULTURE.

NOTIFICATIONS.

LAND SURVEYS.

Simla, the 24th August, 1909.

No. 959-91-7.—Captain H. H. Turner, R.E., Deputy Superintendent, 1st grade, Survey of India, is appointed to officiate as Superintendent, Trigonometrical Surveys, during the absence on deputation of Colonel S. G. Burrard, R.E., F.R.S., or until further orders.

AGRICULTURE.

The 25th August, 1909.

No. 894-117-10.—Mr. G. C. Sherrard, B.A., Supernumerary Agriculturist, is appointed to be Assistant Agriculturist in the Imperial Department of Agriculture, with effect from the 17th July 1909.

R. W. CARLYLE,

Secretary to the Government of India.

PUBLIC WORKS DEPARTMENT.

NOTIFICATION.

Simla, the 27th August, 1909.

No. 100.—Notification No. 74, dated 10th July 1909, appointing Rai Pundit Har Prasad Dhar Bahadur to officiate as Examiner of Accounts, Oudh and Rohilkhand Railway, is cancelled.

L. M. JACOB,

Secretary to the Government of India.

FOREIGN DEPARTMENT.

NOTIFICATIONS.

Simla, the 23rd August, 1909.

No. 1905-G.—The Governor General in Council is pleased to recognise the appointment of Mr. Rustomjee Dorabjee Dinshaw as acting Consul for Portugal at Aden, during the absence of Mr. Hormasjee Cowasjee Dinshaw.

The 24th August, 1909.

No. 2867-Est.-B.—Lieutenant-Colonel R. E. Grimston, C.I.E., Inspecting Officer, Central India States Imperial Service Cavalry and Transport, is appointed to officiate as Inspector General, Imperial Service Troops, in addition to his own duties, with effect from the 6th August, 1909, and during the absence on combined leave of Brigadier-General F. H. R. Drummond, C.B., C.I.E., or until further orders.

The 26th August, 1909.

No. 2882-Est.-B.—Major J. F. Finniss, 53rd Sikhs, is appointed to officiate as Inspecting Officer, Imperial Service Camel Corps, with effect from the 18th August, 1909, and during the absence on leave of Major A. K. Rawlins, D.S.O., 24th Punjabis, or until further orders.

No. 2886-Est.-B.—Captain A. D. Strong, 10th Lancers, Assistant Inspecting Officer, Rajputana Imperial Service Cavalry, is, on return from leave, appointed to officiate as Inspecting Officer, Kathiawar States Imperial Service Cavalry, in addition to his own duties, with effect from the 22nd July, 1909, and during the absence on combined leave of Captain F. Adams, or until further orders.

S. H. BUTLER,

Secretary to the Government of India.

FINANCE DEPARTMENT.

NOTIFICATIONS.

ACCOUNTS AND FINANCE.

ESTIMATES AND ACCOUNTS.

Simla, the 24th August, 1909.

No. 4317-A.—Monthly Preliminary Statement of Receipts and Payments at Civil Treasuries in India.

Lakhs of Rupees.

July 1909.

	JULY.		TO END OF JULY.		WHOLE YEAR.	
	1909-1910.	1908-1909.	1909-1910.	1908-1909.	Budget, 1909-1910.	Actuals, Preliminary 1908-1909.
Civil Revenue.						
Land Revenue (including Land Revenue due to irrigation)	1.70	1.93	10.05	8.30	32.07	31.43
Opium	47	62	1.97	2.76	6.61	8.83
Salt	39	34	1.01	1.60	4.98	4.89
Stamps	63	61	2.42	2.25	6.71	6.33
Excise	83	84	3.18	3.23	10.16	9.56
Provincial Rates	3	3	29	38	80	80
Customs	50	55	2.21	2.34	7.54	7.24
Assessed Taxes	31	21	60	61	2.22	2.16
Forest	16	20	50	51	2.69	2.74
Registration	7	7	28	25	06	05
Tributes from Native States	3	2	17	15	88	91
Other Civil Revenue	30	31	1.14	1.11	4.42	3.74
TOTAL CIVIL REVENUE DIRECTLY BROUGHT TO ACCOUNT: GROSS	5.37	5.80	24.42	21.49	80.66	78.78
Civil Expenditure.						
Interest on Ordinary Debt and that on Railways and Irrigation Works	-81	-75	-1.75	-1.60	-4.15	-4.14
Opium	-7	-7	-1.03	-1.16	-1.64	-1.74
Hunger Relief	-1	-19	7	-64	-75	-73
Other Civil Expenditure	-2.82	-3.04	-11.97	-11.79	-37.55	-36.06
TOTAL CIVIL EXPENDITURE DIRECTLY BROUGHT TO ACCOUNT: GROSS	-3.78	-4.05	-14.88	-15.28	-44.39	-43.87
Receipts into Civil Treasuries from, and issues from those Treasuries to, the following Non-Civil Departments:						
[The figures comprise Revenue, Expenditure, and Debt and Remittance transactions]						
Post Office (Net: + Receipts more, —Receipts less than issues)	+74	+9	+50	+1	+1.60	+21
Marine	-3	-2	-13	-12	-34	-36
Military Receipts	+4	+12	+18	+27	+88	+1.20
Military Issues	-1.66	-1.81	-6.72	-6.78	-21.16	-21.54
Public Works Department —						
Receipts.						
Ordinary Branches	+97	+1.16	+1.10	+1.91	{	+46.99
State Railways	+2.25	+2.50	+12.59	+11.31		
East Indian Railway	+55	+37	+2.41	+2.36		
Telegraph	+1	+6	+5	+10		
TOTAL.	+4.48	+4.29	+17.13	+15.77	+51.86	+47.20
Issues.						
Ordinary Branches	-1.64	-1.11	-1.13	-4.79	{	-43.74
State Railways	-8.27	-2.36	-9.23	-8.85		
East Indian Railway	-34	-35	-1.28	-1.31		
Telegraph	-10	-10	-42	-40		
TOTAL.	-3.75	-3.92	-15.05	-15.35	-45.98	-45.03
TOTAL NON-CIVIL DEPARTMENTS	-78	-1.25	-3.98	-6.20	-13.14	-18.26
Civil Debt and Remittance Transactions.						
Permanent Debt and Special Loans (Net: + Receipts more, —Receipts less than payments)	+1.20	—	+1.12	...	+2.31	+1.74
Mint Certificates and Bullion Advances (Net as above)	+8	-38	+5	-54	...	+2.22
Currency Transfers for Gold in transit	—	—	—	—	—	-3.31
Currency Transfers for Silver in transit	—	—	—	—	—	—
Exchange and Remittance Accounts	—	—	—	—	—	—
Council Bills paid (including Telegraphic) at Rs. 15 per £	-2.26	-35	-9.07	-74	-24.10	-17.74
Other debt heads (Net as above)	-27	+2.20	+61	-52	+1.70	-1.37
TOTAL DEBT AND REMITTANCE TRANSACTIONS	-1.25	+1.60	-7.29	-1.74	-20.07	-20.58
GRAND TOTAL RECEIPTS AND ISSUES.						
Opening Cash Balance in Treasuries and Presidency Banks	-44	+2.10	-1.73	+26	+3.94	-3.03
Closing Cash Balance in Treasuries and Presidency Banks	14.06	17.44	15.15	19.58	15.35	19.28
	13.62	19.54	13.62	19.54	18.39	15.35

LEAVE AND APPOINTMENTS.

Simla, the 26th August, 1909.

No. 4356-F. O. & A.—Mr. E. L. Tanner, I.C.S., is placed on special duty in the Finance Department, with effect from the 19th of August 1909.

The 27th August, 1909.

No. 4368-F. O. & A.—Mr. G. C. Hart on return from Foreign Service has been posted as Assistant Accountant General, United Provinces, with effect from the 21st of July 1909.

Mr. L. B. Ward has been posted as Assistant Accountant General, Bombay, with effect from the 27th of July 1909.

W. S. MEYER,

Secretary to the Government of India.

DEPARTMENT OF COMMERCE AND INDUSTRY.

NOTIFICATION.

CUSTOMS.

Simla, the 25th August, 1909.

No. 6311—85.—In exercise of the power conferred by section 23 of the Sea Customs Act, 1878 (VIII of 1878), the Governor General in Council is pleased to extend to units of the Imperial Service Troops the concession granted in the Notification of the Government of India in the Finance and Commerce Department, No. 582-S.R., dated the 26th January 1904, to Units of His Majesty's regular forces serving in India, under which certain specified articles imported for the use of such Units are exempted from the Customs duty leviable thereon under the Indian Tariff Act, 1894 (VIII of 1894); provided that the articles imported are covered by a certificate from the Inspecting Officer of the Imperial Service Troops concerned to the effect that they are necessary for such troops and will be used solely for military purposes.

B. ROBERTSON,

Secretary to the Government of India.

ARMY DEPARTMENT.

Simla, the 27th August 1909.

FURLough AND LEAVE.

CANTONMENT MAGISTRATES' DEPARTMENT.

No. 809.—Major J. H. Peck, Indian Army, is granted privilege leave for one month and six days, with furlough out of India in continuation for ten months and twenty-five days; with effect from the 23rd July 1909.

No. 810.—With reference to Army Department Notification No. 324, dated the 16th April 1909, Captain W. C. Anderson, Indian Army, has been granted by the Secretary of State for India, an extension of leave on medical certificate for six months; with effect from the 25th September 1909.

CANTONMENT MAGISTRATES' DEPARTMENT.
No. 813.—The following permanent and officiating promotions are notified:—

Rank and name.	Substantive grade.	Grade in which officiating.	Period.			Details.
			2	3	4	
Major C. W. Field	...	3rd grade	... 2nd grade	" 7th April 1909	"	Permanently ... Vice Lieutenant-Colonel J. A. Wyllie retired, with effect from the 7th April 1909. Vide Army Department Notification No. 494, dated 24th May 1909.
" F. S. Walker	...	4th grade	... 2nd grade	" 7th April 1909	"	Lieutenant-Colonel W. C. C. Leslie on deputation in place of Major Field promoted. Vide Army Department Notification No. 67, dated 22nd January 1909.
Lieutenant-Colonel P. A. C. Kreyer	...	4th grade	... 2nd grade	" 6th May 1909	"	Lieutenant-Colonel W. C. C. Leslie on deputation, in place of Major Walker.
Major F. S. Walker	...	4th grade	... 2nd grade	" 6th May 1909	"	Lieutenant-Colonel P. J. B. Campbell, on combined leave for one year.
Lieutenant-Colonel W. C. C. Leslie	...	2nd grade	... 1st grade	" 1st June 1909	"	Lieutenant-Colonel G. H. Watson, granted privilege leave from 1st June to 27th August 1909.
" F. A. C. Kreyer	...	4th grade	... 2nd grade	" 3rd July 1909	"	Lieutenant-Colonel Campbell on combined leave, in place of Major Walker.
" A. A. M. M. Faulkner	...	3rd grade	... 2nd grade	" 7th July 1909	"	Lieutenant-Colonel Campbell on combined leave, in place of Lieutenant-Colonel Kreyer.
Major N. T. Parker	...	4th grade	... 2nd grade	" 1st June 1909	"	Lieutenant-Colonel W. C. C. Leslie, appointed to officiate in the 1st grade.
" F. S. Walker	...	4th grade	... 2nd grade	" 3rd July 1909	"	Lieutenant-Colonel W. C. C. Leslie, appointed to officiate in the 1st grade, in place of Major Parker.
" W. C. S. Prince	...	4th grade	... 2nd grade	" 7th June 1909	"	Major E. Waller, granted privilege leave from 7th June to 13th July 1909.
" N. T. Parker	...	4th grade	... 2nd grade	" 3rd July 1909	"	Major Waller on privilege leave, in place of Major Prince.
Lieutenant-Colonel P. A. C. Kreyer	...	4th grade	... 2nd grade	" 7th July 1909	"	Lieutenant Colonel Leslie officiating in the 1st grade, in place of Major Walker.
Major F. S. Walker	...	4th grade	... 2nd grade	" 7th July 1909	"	Major Waller on privilege leave, in place of Major Parker.

(The dates in Columns 4 and 5 above are inclusive.)

NATIVE ARMY.

APPOINTMENTS AND PROMOTIONS.

No. 814.—The following direct appointment is made, with effect from the date of joining:—

18th Prince of Wales's Own Tiwana Lancers.

Malik Sultan Ahmed Khan to be Jemadar, on probation, to fill an existing vacancy.

No. 815.—The following promotions are made:—

31st Duke of Connaught's Own Lancers.

Ressaider Lakshiman Rao Jadbu to be Risaldar, Jemadar Jagat Rao Surwe to be Ressaider and Dafadar Muhammad Amir Khan to be Jemadar, *vice* Umar Khan, transferred to the pension establishment; with effect from the 27th May 1909.

REWARDS.

GOOD SERVICE PENSIONS.

No. 816.—With the approval of the Right Hon'ble the Secretary of State for India, the Government of India are pleased to confer a Good Service Pension on the undermentioned officer:—

FROM THE 2ND MAY 1909 IN THE ROOM OF MAJOR-GENERAL SIR W. H. MEIKLEJOHN, K.C.B., C.M.G., INDIAN ARMY, DECEASED.

Lieutenant-General J. E. Nixon, C.B., Indian Army.

Commissions.

Lieutenant, 10th September 1875.

Captain, 10th September 1881.

Major, 10th September 1895.

Brevet Lieutenant-Colonel, 22nd January 1896.

Substantive Colonel, 12th March 1899.

Major-General, 12th January 1904.

Lieutenant-General, 15th February 1909.

Appointments.

Regimental duty with 1-25th Regiment, 10th September 1875 to 1st May 1878.

Regimental duty with 18th Bengal Cavalry, 2nd May 1878 to 14th November 1879.

Orderly Officer to General Officer Commanding, Zaimukt Expedition, 15th November 1879 to 14th February 1880.

Officiating Squadron Officer and Officiating Adjutant, 18th Bengal Cavalry, 15th February 1880 to 9th September 1884.

(Provost Marshal, Kurram Brigade, Waziristan Expedition, 22nd February 1881 to 15th April 1881).

Adjutant, 18th Bengal Cavalry, 10th September 1884 to 9th September 1886.

Squadron Officer, 18th Bengal Cavalry, 10th September 1886 to 10th March 1887.

Squadron Commander, 15th May 1887 to 1st March 1888.

Garrison Instructor, Kasauli, 2nd April 1888 to 5th April 1889.

Deputy Assistant Adjutant General for Instruction, Kurpa Tal, 6th April 1889 to 28th February 1891.

Deputy Assistant Adjutant General for Instruction, Chakrata, 1st March 1891 to 21st March 1895.

Deputy Assistant Quarter Master General, Intelligence, Chitral Relief Force, 23rd March 1895 to 28th September 1895.

(Assistant Judge Advocate General, Chitral Relief Force, in addition to other duties, 20th July 1895 to 28th September 1895).

Squadron Commander and Officiating Commandant, 18th Bengal Lancers, 29th September 1895 to 2nd November 1896.

2nd-in-Command, 18th Bengal Lancers, 3rd November 1896 to 11th March 1899.
(Assistant Quarter Master General, Tochi Field Force, 22nd June 1897 to 31st January 1898).

Squadron Commander, 18th Bengal Lancers, 1st February 1898 to 28th July 1898.
Officiating Director, Military Education in India, 29th July 1898 to 25th October 1898.

(Officiating Assistant Adjutant General, Peshawar District, 31st October 1898 to 18th February 1899).

Assistant Quarter Master General, Punjab Command, 25th May 1901 to 30th November 1901.

Commanding Cavalry Brigade, South Africa, 23rd January 1902 to 22nd June 1902.

Assistant Quarter Master General, Intelligence Branch, Army Head Quarters, 4th November 1902 to 26th April 1903.

Commanding Bangalore District, 27th April 1903 to 1904.

Commanding Bangalore Brigade, 1904 to 1906.

Inspector-General of Cavalry, 13th August 1906 to 30th April 1908.

Commanding Meerut Division, 1st May 1908.

War Services.

Afghan War, 1879-80.—Despatches. Medal.

Mashud Waziri Expedition, 1881.

Chitral, 1895.—Despatches (twice). Brevet Lieutenant-Colonel. Medal with clasp.

North-West Frontier, 1897-98.—Tochi. On Staff.

South Africa, 1901-02.—Despatches. Queen's medal with 4 clasps—C.B.

RETIREMENTS.

INDIAN ARMY.

No. 817.—The undermentioned officers have been permitted by the Secretary of State for India, to retire from the service, subject to His Majesty's approval, with effect from the dates specified :—

Lieutenant-Colonel Alfred Edmund Hatch, 129th Duke of Connaught's Own Baluchis,—28th August 1909.

Major William John Pettitt Kaye, 87th Punjabis,—29th August 1909.

INDIAN MEDICAL SERVICE.

No. 818.—The undermentioned officers of the Indian Medical Service, Bengal, have been permitted by the Secretary of State for India to retire from the service, subject to His Majesty's approval, with effect from the dates specified :—

Lieutenant-Colonel Francis Frederick Perry, C.I.E., F.R.C.S.,—14th June 1909.

Lieutenant-Colonel Stephen Little, M.D.,—22nd June 1909.

VOLUNTEER CORPS.

APPOINTMENTS AND PROMOTIONS.

Rangoon Volunteer Rifles.

No. 819.—John Michael Hickie to be Second-Lieutenant, to fill an existing vacancy.
Dated 19th July 1909.

Kolar Gold Fields Rifle Volunteers.

No. 820.—Major Charles Henry Richards to be Lieutenant-Colonel, to complete the establishment. Dated 15th May 1909.

MEDALS AND DECORATIONS.

No. 821.—His Excellency the Governor-General of India is pleased to confer the Volunteer Officers' Decoration upon the undermentioned officer:—

Chota Nagpur Mounted Rifles.

Lieutenant Richard Beaumont Walker.

CANTONMENTS.

TAXATION.

No. 822.—In exercise of the powers conferred by section 25 of the Cantonments Act, 1889 (XIII of 1889), the Governor-General in Council is pleased to extend to the cantonment of Meerut the provisions of section 67 (2) of the United Provinces Municipalities Act, 1900 (United Provinces Act I of 1900), in the adapted form set forth below:—

If any person when called upon by the cantonment committee to furnish such information as may be necessary to ascertain whether he is liable to pay the tax on houses and buildings and the amount at which he should be assessed, omits to furnish it, or furnishes information which is untrue, he shall be punishable with fine which may extend to one hundred rupees.

R. I. SCALLON, Major-General,
Secretary to the Government of India.

ARMY DEPARTMENT.

NOTIFICATION.

Simla, the 27th August 1909.

Under clause 53 of the Regulations appended to the Regimental Debts Act, 1893, it is notified that reports of the deaths of the undermentioned commissioned officers on the dates specified, were received in the Army Department between the 18th and 25th August 1909:—

Corps.	Rank and name.	Date of Decease.	Place of Decease.	Testate or Intestate.	REMARKS.
Indian Subordinate Medical Department.	Honorary Captain Francis James Daley.	13th May 1909 ...	At Sea	...	...
34th Prince Albert Victor's Own Poona Horse.	Lieutenant Henry Allix Studdy.	24th August 1909	Poona	...	...

Statement of Deposits on account of Estates between the 11th and 25th August 1909.

On whose account.	Rank.	Corps.	Date of Decease.	Testate or Intestate.	Total unclaimed amount deposited.	Date to which claims will be received.
*Ernest John Gough ...	Sub-Conductor	Ordnance Department.	25th February 1909.	Intestate ..	Rs. a. p. 791 12 3	Claims should be submitted to the Administrator-General of Bombay.

* Next-of-kin:—Brother—Mr. Lewis John Gough.
Address.—130 Tottenham Road, Southgate Road, Dalston N., England.

R. I. SCALLON, Major-General,
Secretary to the Government of India.

RAILWAY DEPARTMENT.

(RAILWAY BOARD.)

NOTIFICATIONS.

Simla, the 23rd August, 1909.

No. 257.—The services of Captain F. G. Turner, R.E., Executive Engineer, State Railways, are permanently replaced at the disposal of His Excellency the Commander-in-Chief in India, with effect from the 15th August 1909.

The 25th August, 1909.

No. 258.—Mr. W. H. K. Howard, Junior Government Inspector of Railways, is appointed to officiate with the rank of Superintending Engineer, 3rd Class, as Senior Government Inspector of Railways, Circle No. 6, in addition to his own duties, during the absence of Mr. J. E. Dallas on privilege leave.

The 26th August, 1909.

No. 259.—Captain G. F. F. Osborne, R.E., Executive Engineer and Assistant Manager, Eastern Bengal State Railway, is appointed to officiate as Deputy Manager of that Railway, *vice* Mr. E. A. S. Bell granted privilege leave.

No. 260.—Mr. J. S. Trench, District Traffic Superintendent, in Class II, grade 4, of the Superior Revenue Establishment of State Railways is transferred from the Eastern Bengal State Railway to the North Western Railway.

No. 261.—Mr. A. Watson, District Traffic Superintendent, in Class II, grade 3, of the Superior Revenue Establishment of State Railways (on leave) is transferred from the Oudh and Rohilkhand Railway to the Eastern Bengal State Railway.

The 27th August, 1909.

No. 266.—Mr. J. Izat, Executive Engineer, is, on relief of his duties on the Bombay Sind Connection Railway Survey, posted temporarily to the Lower Ganges Bridge Project.

No. 267.—The following appointments to the Superior Revenue Establishment of State Railways, Signal Department, are notified:

Names.	Designation.	Railway.	From
Mr. B. A. Scott ...	Signal Engineer	...	1st April 1909.
Mr. W. M. Cargill	Assistant do.	North Western and Oudh and Rohilkhand Railways.	10th August 1909.
Mr. E. A. Lawton	Ditto	...	1st April 1909.
Mr. H. E. Rose ...	Ditto	...	1st April 1909.
Mr. G. K. Rogers	Signal Engineer	Eastern Bengal State Railway.	1st January 1905.
Mr. W. R. R. M. Bennet	Assistant do.	...	29th October 1905.

No. 262.—The following is published for general information:

No. 1563 R.T., dated the 23rd August 1909.

RESOLUTION—By the Railway Board.

Adoption on the Beswada Extension Railway and on such portions of the Hyderabad Godavari Valley Railway as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. $\frac{89}{5}$ A, dated the 8th September 1906.

Railway Board's notification No. 186, dated the 7th June 1907, and Railway Board's resolution No. 296 R. T., dated the 27th May 1907.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562 R. T., dated the 5th July 1907.

Railway Board's notification No. 216, dated the 16th September 1907, and Railway Board's resolution No. 988 R. T., dated the 9th September 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228 R. T., dated the 6th July 1909.

READ ALSO—

Letter No. 5174, dated the 7th August 1909, from the First Assistant to the Honourable the Resident at Hyderabad.

RESOLUTION.—The Agent and Manager of His Highness the Nizam's Guaranteed State Railways Company, Ltd., has recommended the adoption on the Bezwada Extension and Hyderabad Godavari Valley Railways of the amendments, promulgated under Railway Board's circular No. 1228 R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on the Bezwada Extension Railway and on such portions of the Hyderabad Godavari Valley Railway as are situate in British territory, respectively, in Railway Board's resolutions Nos. 296 R. T., dated the 27th May 1907, and 988 R. T., dated the 9th September 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on the Bezwada Extension Railway and on such portions of the Hyderabad Godavari Valley Railway as are situate in British territory.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the First Assistant to the Honourable the Resident at Hyderabad, and to the Senior Government Inspector of Railways, Circle No. 6, Bombay, for information.

No. 263—The following is published for general information :

No. 1553 R.T., dated the 21st August 1909.

RESOLUTION—By the Railway Board.

Adoption on such portions of the East Indian Railway and of the railways worked by it, as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. ^{1031-T.} dated the 8th September 1906.

Railway Board's notification No. 97, dated the 24th April 1907, and Railway Board's resolution No. 35-R. T., dated the 17th April 1907.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 219, dated the 17th September 1907, and Railway Board's resolution No. 998-R. T., dated the 12th September 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R. T., dated the 6th July 1909.

READ ALSO—

Letter No. ^{1031-T.} _{145-N. S. P. 5} dated the 5th August 1909, from the Agent of the East Indian Railway Company.

RESOLUTION.—The Agent of the East Indian Railway Company has recommended the adoption on the East Indian Railway system of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on such portions of the East Indian Railway and of the railways worked by it, as are situate in British territory, respectively in Railway Board's resolutions Nos. 35-R. T., dated the 17th April 1907, and 998-R. T., dated the 12th September 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on such portions of the East Indian Railway and of the railways worked by it, as are situate in British territory.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 2, Calcutta, and to the Agent of the East Indian Railway Company, for information.

No. 264.—The following is published for general information :

No. 1550 R.T., dated the 21st August 1909.

RESOLUTION—By the Railway Board.

Adoption on the Burma Railways of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. ^{89-A}/₅, dated the 8th September 1906.

Railway Board's notification No. 193, dated the 22nd July 1907, and Railway Board's circular No. 562 R. T., dated the 5th July 1907.

Railway Board's notification No. 171, dated the 12th July 1907, and Railway Board's resolution No. 599 R. T., dated the 10th July 1907.

Railway Board's notification No. 278, dated the 28th October 1907, and Railway Board's resolution No. 1265 R. T., dated the 23rd October 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228 R. T., dated the 6th July 1909.

READ ALSO—

Letter No. 9200 ^{12-G.}/₃₂, dated the 2nd August 1909, from the Agent of the Burma Railways Company.

RESOLUTION.—The Agent of the Burma Railways Company has recommended the adoption on the Burma Railways of the amendments promulgated under Railway Board's circular No. 1228 R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on the Burma Railways, respectively, in Railway Board's resolutions Nos. 599 R. T., dated the 10th July 1907, and 1265 R. T., dated the 23rd October 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said general rules, cited in paragraph 1 above, on the Burma Railways.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. I, Calcutta, and to the Agent of the Burma Railways Company, for information.

No. 205.—The following is published for general information :

No. 1549 R.T., dated the 21st August 1909.

RESOLUTION—By the Railway Board.

Adoption on such portions of the Bombay, Baroda and Central India Railway, and of the railways worked by it, as are situate in British territory, of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. ^{89-A}/₅, dated the 8th September 1906.

Railway Board's notification No. 150, dated the 18th June 1907, and Railway Board's resolution No. 383-R. T., dated the 10th June 1907.

Railway Board's notification No. 184, dated the 22nd July 1907, and Railway Board's circular No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 263, dated the 18th October 1907, and Railway Board's resolution No. 1170-R. T., dated the 10th October 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R. T., dated the 6th July 1909.

READ ALSO—

Letter No. 11297-T., dated the 4th August 1909, from the Agent of the Bombay, Baroda and Central India Railway Company.

RESOLUTION.—The Agent of the Bombay, Baroda and Central India Railway Company has recommended the adoption on the Bombay, Baroda and Central India Railway of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on such portions of the Bombay, Baroda and Central India Railway, and of the railways worked by it, as are situate in British territory, respectively, in Railway Board's resolutions Nos. 383 R. T., dated the 10th June 1907, and 1170 R. T., dated the 10th October 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on such portions of the Bombay, Baroda and Central India Railway, and of the railways worked by it, as are situate in British territory.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Senior Government Inspector of Railways, Circle No. 5, Bombay, and to the Agent of the Bombay, Baroda and Central India Railway Company, for information.

R. C. F. VOLKERS,
Secretary, Railway Board.



The Gazette of India.

PUBLISHED BY AUTHORITY.

No. 36.} SIMLA, SATURDAY, SEPTEMBER 4, 1909.

~~Separate pages~~ are given to this Part in order that it may be filed as a separate compilation.

CONTENTS.

	PAGES.	PAGES
PART I.—Government of India Notifications, Appointments, Promotions, Leave of Absence, General Orders, Rules and Regulations	777—795	SUPPLEMENT No. 36.
PART II.—Notifications by Comptroller General, Department of Commerce and Industry, Paper Currency Department, Bank of Bengal, Agent to the Governor-General and Chief Commissioner in Baluchistan, Agent to the Governor-General, North-West Frontier Province, Administrator General of Bengal, High Court, Survey of India Department, Indian Museum, State Railways, Calcutta University, Post Office, Telegraph Department, Official Advertisements	1397—1440	Report upon the operations of the Paper Currency Department during the years 1908-09. 1833—1873 Statement of plague seizures and deaths reported in India during week ending the 28th August 1909 1875—1885 Rainfall Summary for the seven days ending at 8 hrs., Thursday, the 2nd September 1909, based on the Indian Daily Weather Reports of the period 1887—1899 Season and Crop Prospects for the week ending Saturday, the 28th August 1909 1890—1893 Statement showing the number of persons on relief works and in receipt of gratuitous relief in the Districts and Native States affected by famine or scarcity in India for the week ending 14th August 1909 1894 Statement of Approximate Gross earnings of Indian Railways 1895—1897
PART III.—Advertisements and Notices by Private Individuals and Corporations	75—76	

PART I.

Government of India Notifications, Appointments, Promotions, &c.

HOME DEPARTMENT.

NOTIFICATIONS.

SANITARY. PLAGUE.

Simla, the 2nd September, 1909.

No. 1470.—Lieutenant J. Taylor, M.B., I.M.S., is placed on special duty under the orders of the Sanitary Commissioner with the Government of India.

The 3rd September, 1909.

No. 1475.—Captain W. G. Liston, M.D., I.M.S., is granted privilege leave for three months with furlough for one year in continuation, with effect from the 11th September 1909.

JUDICIAL.

The 2nd September, 1909.

No. 1246.—The Hon'ble Mr. Justice Coxe having been granted combined leave for one year with effect from the 3rd September 1909, the Governor General in Council is pleased, under the provisions of the Indian High Courts Act, 1861 (24 and 25 Vict., Cap. 104), section 7, to appoint Mr. W. Teunon, I.C.S., to act, with effect from the 14th November 1909, as a Judge of the High Court of Judicature at Fort William in Bengal during the absence of the Hon'ble Mr. Justice Coxe, or until further orders.

ECCLESIASTICAL.

The 2nd September, 1909.

No. 350.—The Reverend Basil Saunders Dyer has been appointed a chaplain on probation on the Bengal (Calcutta) ecclesiastical establishment to fill an existing vacancy.

The 3rd September, 1909.

No. 358.—The following programme of the proposed visitation tour of the Most Reverend the Lord Bishop of Calcutta and Metropolitan in India and Ceylon is published for general information :

Proposed Tour of the Lord Bishop of Calcutta during September, and October 1909.

Station.	Arrival.	Departure.	REMARKS.
Darjeeling ... ...	.....	Wednesday, 29th September	
Shillong	Friday, 1st October ...	Wednesday, 6th October.	
Tespur	Thursday, 7th October ...	Thursday, 14th October ...	
Gitaldaha	Friday, 15th October ...	Saturday, 16th October.	
Santalpur Colony	Saturday, 16th October ...	Monday, 18th October.	
Rungpur	Monday, 18th October ...	Tuesday, 19th October.	
Katihar	Tuesday, 19th October ...	Wednesday, 20th October.	
Purneah	Wednesday, 20th October ...	Thursday, 21st October.	
Bhagalpur	Thursday, 21st October ...	Monday, 25th October.	
Taljhari	Monday, 25th October ...	Tuesday, 26th October.	
Barharwa	Tuesday, 26th October ...	Tuesday, 26th October.	
Calcutta	Wednesday, 27th October ...	.....

Letters may be addressed to the places marked in italics. Matters of a routine nature requiring immediate attention should be addressed to the Venerable Archdeacon of Calcutta, the Parsonage, Darjeeling.

The Palace,
CALCUTTA ;
26th August 1909.

(Sd.) JOHN GODBER,

Bishop's Chaplain.

H. A. STUART,
Secretary to the Government of India.

DEPARTMENT OF REVENUE AND AGRICULTURE.

NOTIFICATIONS.

CIVIL VETERINARY ADMINISTRATION.

Simla, the 27th August, 1909.

No. 1865—152-2.—Mr. E. Burke, Deputy Superintendent, Government Cattle Farm, Hissar, is granted privilege leave for one month and fifteen days, with effect from the 1st September 1909 or the subsequent date on which he may avail himself of it.

FORESTS.

The 2nd September, 1909.

No. 965—189-13-F.—The following transfers are made in the interests of the public service :

- (i) Mr. H. K. Robinson, Deputy Conservator of Forests, from Bengal to the Andamans.
- (ii) Sir H. A. Farrington, Bart., Deputy Conservator of Forests, from the Andaman to Bengal.

No. 970—28-8-F.—In the notification of this Department, No. 830—28-7-F., dated the 23rd July 1909, for "5th August 1909" substitute "13th August 1909."

R. W. CARLYLE,

Secretary to the Government of India.

FOREIGN DEPARTMENT.

NOTIFICATIONS.

Simla, the 1st September, 1909.

No. 2944-Est.-A.—Major P. Z. Cox, C.S.I., C.I.E., a Resident of the 2nd class, is granted privilege leave for three months and fifteen days, with effect from the 25th August, 1909.

No. 2945-Est.-A.—Major A. P. Trevor, a Political Assistant of the 1st class, and First Assistant to the Political Resident in the Persian Gulf, is appointed to hold charge of the current duties of the office of Political Resident in the Persian Gulf in addition to his own duties, with effect from the 25th August, 1909, and until further orders.

The 2nd September, 1909.

No. 2962-Est.-A.—With reference to Rule IV of the Rules published in notification No. 1680-G., dated the 27th July, 1906, the undermentioned officers are confirmed in the Political Department as Assistants of the 3rd class :

- Captain W. L. Campbell.
- Captain H. V. Biscoe.
- Captain J. A. Brett.

S. H. BUTLER,

Secretary to the Government of India.

FINANCE DEPARTMENT.

NOTIFICATIONS.

ACCOUNTS AND FINANCE.

MINT.

Simla, the 30th August, 1909.

No. 4399-A.—The following statements showing the position of the Gold Standard Reserve are published for general information :

I.—Statement of receipts, charges and balance of the Reserve on the 30th June 1909 :

	Dr.	Cr.
	£	£
Opening balance	... 18,503,165	
Moiety of net profit on coinage during the quarter ending 30th June 1909	... Nil.	
Interest on investments (including discount on Treasury Bills)	... 75,006	
Total	... 18,578,171	
Closing balance	... 18,578,171	
Total	... 18,578,171	

II.—Statement showing the form in which the balance of the Reserve was held on the 30th June 1909:

	£
1. As a book credit	344
2. Rupees in India equivalent to	7,766,734
3. Gold in England temporarily forming part of the Secretary of State's balances	711,272
4. British Government $2\frac{1}{2}$ per cent Consolidated Stock, 3 per cent Local Loan Stock, 3 per cent Transvaal Government Guaranteed stock, $2\frac{1}{2}$ per cent Irish Land Guaranteed stock, New South Wales Treasury Bills, Canada Treasury Bills, $2\frac{1}{2}$ per cent National War Loan Stock, British Treasury Bills and New Zealand Treasury Bills of the nominal values of £4,665,770, £200,000, £1,092,023, £438,720, £500,000, £1,500,000, £707,568, £1,393,000 and £30,000, respectively	10,079,821
Total	18,578,171

ACCOUNTS AND FINANCE.
LOANS, ETC.

No. 4410-A.

The 31st August, 1909.

RESOLUTION—By the Government of India, Finance Department.

In the Resolution of this Department No. 6181-A., dated the 29th October 1908, certain instructions were given as to the procedure to be followed by local authorities desirous of floating sterling loans in the open market. It has now been brought to the notice of the Government of India that it would facilitate dealings in such stock in the London market if the firms or institutions connected with the issue of such loans were furnished with copies of Government orders conveying sanction to the raising of the money and authorising the form of the loans. In future, therefore, the borrowing body should as a rule arrange to supply to the firm through which the issue is made a certificated copy of such orders.

ORDERED that a copy of this Resolution be forwarded to the Home and the Commerce and Industry Departments and to Local Governments and Administrations; and that the Resolution be published in the *Gazette of India* for general information.

LEAVE AND APPOINTMENTS.

The 2nd September, 1909.

No. 4446-F. O. & A.—Mr. A. E. Cline, Assistant Commissioner, Northern India Salt Revenue, is granted privilege leave for one month, with effect from the 10th of August 1909.

Mr. P. T. Watling, Superintendent, Northern India Salt Revenue, is appointed to officiate as Assistant Commissioner, during the absence on privilege leave of Mr. A. E. Cline, or until further orders.

W. S. MEYER,
Secretary to the Government of India.

FINANCE DEPARTMENT (MILITARY FINANCE).

NOTIFICATIONS.

LEAVE AND APPOINTMENTS.

Simla, the 3rd September, 1909.

No. 1572-Acts.—Lieutenant-Colonel G. W. S. Fryer, Military Accountant, 2nd class, Military Accounts Department, is granted one year's leave to proceed out of India on private affairs, from or after the 11th September 1909, under the leave rules of 1886 for the Indian Army—Pension service 32nd year commenced, 21st August 1909.

No. 1574-Acts.—The following officiating appointments of officers of the Military Accounts Department are made, with effect from the date specified:

From the 30th July 1909, the date of commencement of the furlough portion of Brevet-Colonel G. A. Williams' leave—

- Major G. S. Sheppard, Military Accountant, 1st class, to officiate as Controller of Military Accounts.
- Major E. H. Payne, Military Accountant, 2nd class, to officiate as Military Accountant, 1st class.
- Captain R. E. Carr-Hall, Military Accountant, 3rd class, to officiate as Military Accountant, 2nd class.
- Major K. H. Jackson, Military Accountant, 4th class, to officiate as Military Accountant, 3rd class.
- Captain G. W. Ross, Assistant Military Accountant, 1st class, to officiate as Military Accountant, 4th class.
- Captain C. W. Butler, Assistant Military Accountant, 2nd class, to officiate as Assistant Military Accountant, 1st class.

R. A. MANT,
Joint Secretary to the Government of India.

DEPARTMENT OF COMMERCE AND INDUSTRY.

NOTIFICATIONS.

EXPLOSIVES.

Simla, the 1st September, 1909.

No. 6474-42.—In accordance with the provisions of section 18 of the Indian Explosives Act, 1884 (IV of 1884), and of the notification of the Government of India in the Home Department, No. 1964, dated the 2nd September 1887, the Governor General in Council is pleased to publish for general information the following amendment which His Excellency in Council, in exercise of the powers conferred by section 5 of the said Act, proposes to make in the rules regulating the manufacture, possession and sale of explosives in British India, published with the notification in this Department, No. 9045-8 (Explosives), dated the 29th November 1906.

The draft will be taken into consideration by the Governor General in Council on the expiration of two months from the date of publication of this Notification in the *Gazette of India*.

Draft amendment.

After the proviso to sub-rule (a), of rule 14, the following additional proviso shall be inserted:

“Provided also that a licensee in the Presidency of Bombay, may, if he obtains a permit to this effect from a Magistrate of the 1st class, possess subject to the conditions of his license, for a period of seven days any quantity of manufactured fireworks not exceeding 1,000 lbs.”

CUSTOMS.

The 1st September, 1909.

No. 6467—96.—In exercise of the power conferred by section 19 of the Sea Customs Act, 1878 (VIII of 1878), the Governor General in Council is pleased to prohibit the bringing by sea or by land, into British India, of any copy of the magazine entitled *Swaraj : The Indian Nationalist*.

The 2nd September, 1909.

No. 6513—94.—In exercise of the power conferred by the proviso to Article 60 of Schedule IV to the Indian Tariff Act, 1894 (VIII of 1894), the Governor General in Council is pleased to declare that the Behar-Silao extension of the Bokharpur-Behar Light Railway shall be deemed to be included in that Article.

CUSTOMS ESTABLISHMENT.

The 3rd September, 1909.

No. 6559—3.—The following officiating promotions of officers in the Imperial Customs Service are notified, with effect from the 16th August 1909 :

Name.	From	To
Mr. S. T. Bhandare (on leave) ...	Assistant Collector, Class IV	Assistant Collector, Class III.
Mr. W. W. Nind ...	Assistant Collector, Class V	Assistant Collector, Class IV.

B. ROBERTSON,

Secretary to the Government of India.

ARMY DEPARTMENT.

Simla, the 3rd September 1909.

APPOINTMENTS.

INDIAN ARMY.

No. 823—The undermentioned officers are admitted to the Indian Army, with effect from the dates specified, subject to confirmation by the Secretary of State for India :—

Lieutenants—

John Elmsley Bourchier Torkington, 1st Battalion, The Manchester Regiment, Double Company Officer, 63rd Palampottah Light Infantry,—18th July 1909.

Edgar Vernon Wills, 1st Battalion, The Essex Regiment, Double Company Officer, 46th Punjabis,—26th July 1909.

Thomas Kenneth Wilson, 1st Battalion, The Royal Sussex Regiment, Squadron Officer, 13th Duke of Connaught's Lancers (Watson's Horse),—14th July 1909.

Cecil Hamilton-Clibborn, Royal Garrison Artillery, Double Company Officer, 92nd Punjabis,—27th July 1909.

Eric Mackay Murray, 2nd Battalion, The Black Watch (Royal Highlanders), Double Company Officer, Queen's Own Corps of Guides (Lumsden's),—25th July 1909.

Malcolm Hamilton Beattie, 1st Battalion, The Duke of Edinburgh's (Wiltshire Regiment), Squadron Officer, 33rd Queen's Own Light Cavalry,—15th July 1909.

Second-Lieutenants—

William Draper Hall, 1st Battalion, The Royal Sussex Regiment, Double Company Officer, 5th Light Infantry,—26th July 1909.

Cecil Richard Maddox, 1st Battalion, The Lancashire Fusiliers, Double Company Officer, 63rd Palamcottah Light Infantry,—26th July 1909.

Frank Melvin Matthews, 1st Battalion, The Queen's (Royal West Surrey Regiment), Double Company Officer, 22nd Punjabis,—16th July 1909.

Alfred George Waller, 1st Battalion, The Essex Regiment, Double Company Officer, 44th Merwara Infantry,—25th July 1909.

Shirley Victor Gore Burroughs, 2nd Battalion, The Worcestershire Regiment, Double Company Officer, 4th Prince Albert Victor's Rajputs,—22nd July 1909.

Frank Alexander dePass, Royal Field Artillery, Squadron Officer, 34th Prince Albert Victor's Own Poona Horse,—1st August 1909.

Conrad Boehm Herapath, 2nd Battalion, Princess Victoria's (Royal Irish Fusiliers), Squadron Officer, 3rd Skinner's Horse,—25th July 1909.

William Frederick Blacker, 2nd Battalion, Princess Victoria's (Royal Irish Fusiliers), Squadron Officer, 36th Jacob's Horse,—12th July 1909.

No. 824.—The undermentioned officers are admitted to the Indian Army in the rank of Second-Lieutenant, with effect from the dates specified, subject to confirmation by the Secretary of State for India:—

Lieutenants—

John Victor Cortlandt Anderson, 2nd Battalion, The Dorsetshire Regiment, Double Company Officer, Queen's Own Corps of Guides (Lumsden's),—24th July 1909.

Ernest Gardiner Collings, 1st Battalion, The Royal Irish Regiment, Double Company Officer, 35th Sikhs,—15th July 1909.

Edmund de Warrene Waller, 1st Battalion, The Royal Irish Rifles, Double Company Officer, 72nd Punjabis,—22nd July 1909.

Christopher Thomas Marshall Smith, 2nd Battalion, The East Surrey Regiment, Double Company Officer, 87th Punjabis,—16th July 1909.

ORDNANCE DEPARTMENT.

No. 825.—Brevet-Colonel A. L. M. Turner, R.A., Inspector-General of Ordnance, Southern Circle, sub. *pro tem.*, to be Inspector-General of Ordnance;

Lieutenant-Colonel L. G. Watkins, R.A., Deputy Director-General of Ordnance in India, to be Inspector-General of Ordnance, sub. *pro tem.*;

Major H. A. K. Jennings, R.A., Deputy Inspector-General of Ordnance, Northern Circle, sub. *pro tem.*, to be Deputy Inspector-General of Ordnance, but to do duty as Deputy Director-General of Ordnance in India, sub. *pro tem.*;

Major C. G. Oldfield, R.A., Officiating Deputy Inspector-General of Ordnance, Southern Circle, to be Deputy Inspector-General of Ordnance, sub. *pro tem.*;

Major M. S. C. Campbell, C.I.E., R.A., Ordnance Officer, 1st class, to be Deputy Inspector-General of Ordnance, sub. *pro tem.*;

vice Colonel F. T. T. Fowle, C.B., R.A., Inspector-General of Ordnance, Northern Circle, and Brevet-Colonel J. D. H. Waller, R.A., Deputy Inspector-General of Ordnance, Northern Circle, whose tenures of appointments expire; with effect from the 1st October 1909.

COMMANDS.

No. 826.—Major-General B. T. Mahon, C.B., D.S.O., British Service, to be a Divisional Commander, vice Major-General R. A. P. Clements, C.B., D.S.O., deceased. Dated 16th August 1909.

FURLough AND LEAVE.

CANTONMENT MAGISTRATES' DEPARTMENT.

No. 827.—Major R. L. Morris, Indian Army, has been granted by the Secretary of State for India leave on medical certificate, for three months, with effect from the 20th

Dated 12th June 1909.

Richard George Beatty, 36th Jacob's Horse.

Dated 13th June 1909.

Arthur Edwin Hale Ley, 20th Deccan Horse.

Herbert George Henry Grant-Smith, 104th Wellesley's Rifles.

Dated 17th June 1909.

Arthur Easdale Stewart, 124th Duchess of Connaught's Own Baluchistan Infantry.

The promotion of Lieutenant Francis Grey Oke Sanderson, 126th Baluchistan Infantry, to the rank of Captain, notified in *London Gazette* of 11th June 1909, is antedated to 16th March 1909.

The provisional promotion of Lieutenant Evelyn Dalrymple Raymond, 30th Lancers (Gordon's Horse), to the rank of Captain, notified in *London Gazette* of 11th June 1909, is confirmed.

To be Captain.

Lieutenant Thomas Leeson Ball, Supply and Transport Corps, from the Suffolk Regiment. Dated 21st February 1909, but to rank from 25th January 1908.

To be Lieutenants.

Lieutenant Arthur John Rennison, Supply and Transport Corps, from the Army Service Corps. Dated 18th April 1909, but to rank from 22nd August 1902.

Lieutenant Robert de Warrene Waller, 108th Infantry, from the Royal Garrison Artillery. Dated 22nd May 1909, but to rank from 23rd October 1903.

Lieutenant Ronald Despard Davies, 127th Prince of Wales' Own Baluch Infantry, from the Prince of Wales' Own (West Yorkshire Regiment). Dated 31st March 1909, but to rank from 22nd July 1905.

Lieutenant Reginald Stuart Abbott, 3rd Brahmans, from the Royal Garrison Artillery, on exchange with Lieutenant Julian Carrington Junior Smith. Dated 17th April 1909, but to rank from 4th September 1906.

Lieutenant Douglas Pott, 13th Duke of Connaught's Own Lancers, from the Royal Munster Fusiliers. Dated 26th April 1909, but to rank from 6th January 1909.

Second-Lieutenants, from the Unattached List, to be Second-Lieutenants.

Dated as below, but to rank from 19th January 1907.

Arthur Charles Percival Hill. Dated 31st March 1909.

Robert Geoffrey Gardner. Dated 31st March 1909.

Dated as below, but to rank from 17th August 1907.

Lionel Meredith Peet. Dated 9th April 1909.

Eric Carr Liptrott. Dated 29th March 1909.

Dated as below, but to rank from 25th January 1908.

Arthur Edward Barstow. Dated 11th March 1909.

Frederic George Bonney Wetherall. Dated 13th March 1909.

William Macandrew Marshall. Dated 28th March 1909.

Henry Winton Seton. Dated 18th April 1909.

Gerald Patrick Murphy. Dated 15th March 1909.

Francis Downing Leslie. Dated 1st April 1909.

Henry George Tranchell. Dated 13th March 1909.

Rhodri Deane Owen Jones. Dated 19th March 1909.

Ivan Lancelet O'Hara Hare. Dated 28th March 1909.

Charles Keloynge Greenway. Dated 21st March 1909.

Robert Darell Elford Darell. Dated 28th March 1909.

James Forteath Russell. Dated 1st June 1909.

Laurence Spencer. Dated 14th March 1909.

Walter Joseph Nance. Dated 13th March 1909.
 King Davie Harris. Dated 13th March 1909.
 Claude Alwyne Muriel Tenant. Dated 20th March 1909.
 Alie Gerald Joseph Copeland. Dated 14th March 1909.
 Robert Boisragon Dent. Dated 28th March 1909.
 John Wharton Jones Le Marchand. Dated 14th March 1909.
 Donald Theodore Macdonald. Dated 13th March 1909.
 Roger Gilmore Bacon. Dated 13th March 1909.
 Rate Langdon Beddy. Dated 15th March 1909.
 Albert Henry Darley Barron. Dated 13th March 1909.
 Herbert Raymond Wilson. Dated 13th March 1909.
 Montague Francis Davy Cobbold. Dated 16th March 1909.
 Perceval Ivor Renorden Sandilands. Dated 13th March 1909.
 Hastings Roy Harington. Dated 10th April 1909.
 John Campbell Haverfield. Dated 31st March 1909.
 Edward Victor Francis Seymour. Dated 19th March 1909.
 Arthur Annesley Francis Charles Hutton Dawson. Dated 11th April 1909.

INDIAN MEDICAL SERVICE.

The promotion of Major Asher Leventon, F.R.C.S.I., notified in *London Gazette* of 4th October 1907, is antedated to 29th January 1907.

The promotion of Major Jasper Maxwell Woolley, M.B., notified in *London Gazette* of 26th March 1909, is antedated to 29th July 1908.

Lieutenants to be Captains.

Dated 1st September 1908.

Arthur Falconer Hayden, M.B., F.R.C.S. (provisionally).

Dated 1st February 1909.

Percy Strickland Mills, M.B. (provisionally).

Frank Phillips Wernicke.

Dated 1st March 1909.

Charles Richard O'Brien, M.B.

Norman Haliburton Hume, M.B.

Greer Edmund Malcomson, M.D.

Duncan Macdonald Cochrane Church, M.B.

INDIAN CIVIL VETERINARY DEPARTMENT.

To be Colonel.

Dated 14th December 1908.

Lieutenant-Colonel Francis Raymond, F.R.C.V.S.

INDIAN SUBORDINATE MEDICAL DEPARTMENT.

To be Senior Assistant Surgeon, with the honorary rank of Lieutenant.

Dated 6th June 1909.

First Class Assistant Surgeon Louis George Quadros.

INDIAN ARMY DEPARTMENTS.

INDIA MISCELLANEOUS LIST.

Dated 15th March 1909.

To be Deputy Commissary, with the honorary rank of Captain.

Assistant Commissary and Honorary Lieutenant Harry Watts.

To be Assistant Commissary, with the honorary rank of Lieutenant.

Conductor Alfred James Ruegg.

The King has approved of the transfer of the following officers of the Indian Army to the Unemployed Supernumerary List :—

General Sir Edward Stedman, K.C.B., K.C.I.E. Dated 27th July 1909.

Colonel Robert Fulton. Dated 12th July 1909.

The King has also approved of the retirement of the following officers of the Indian Army and Indian Subordinate Medical Department :—

INDIAN ARMY.

Lieutenant-Colonel Edward Henry Bernard. Dated 14th July 1909.

Lieutenant-Colonel George Christopher McDowall Birdwood. Dated 11th July 1909.

Major Alexander Gordon Maxwell. Dated 3rd August 1909.

Major Ernest Barnes. Dated 28th July 1909.

INDIAN SUBORDINATE MEDICAL DEPARTMENT.

Senior Assistant Surgeon and Honorary Captain James George Fleming. Dated 18th March 1909.

Senior Assistant Surgeon and Honorary Captain Patrick Toomey. Dated 17th April 1909.

In *London Gazette* of 16th July 1909, Major Herbert St. John Fraser should have been described as of the Indian Medical Service.

ORGANISATION.

ARMY RESERVES.

No. 829.—Arthur W. Wood (Lieutenant, Royal Navy, Retired), to be Captain in the Infantry Branch of the Indian Army Reserve of Officers.

PROMOTIONS.

INDIAN ARMY.

No. 830.—The following promotions are made, subject to His Majesty's approval :—

Major to be Lieutenant-Colonel.

1st September 1909.

Stephen Lushington Aplin, Supernumerary List.

Captain to be Major.

1st September 1909.

Herbert Reginald Hopwood, 33rd Queen's Own Light Cavalry.

Lieutenants to be Captains.

29th August 1909.

Charles Wanford Watney, 74th Punjabis.

1st September 1909.

Godfrey Howard Morgan, 99th Deccan Infantry.

James Herbert Gray Wilson, 103rd Mahratta Light Infantry.

Harold Yorke Salkeld, 2nd Lancers (Gardner's Horse).

No. 831.—The undermentioned officers are promoted to the rank of Lieutenant in the Indian Army, subject to His Majesty's approval, with effect from the dates specified :—

Second-Lieutenants—

William Draper Hall, 5th Light Infantry,—16th November 1907.

Cecil Richard Maddox, 63rd Palamcottah Light Infantry,—24th April 1908.
 Frank Melvin Matthews, 22nd Punjabis,—23rd August 1908.
 Christopher Thomas Marshall Smith, 87th Punjabis,—23rd August 1908.
 Edmund de Warrene Waller, 72nd Punjabis,—29th November 1908.
 Alfred George Waller, 44th Merwara Infantry,—29th November 1908.
 Shirley Victor Gore Burroughs, 4th Prince Albert Victor's Rajputs,—6th January 1909.
 Frank Alexander dePass, 34th Prince Albert Victor's Own Poona Horse,—20th March 1909.
 Conrad Boehm Herapath, 3rd Skinner's Horse,—16th May 1909.
 William Frederick Blacker, 36th Jacob's Horse,—2nd June 1909.
 John Victor Cortlandt Anderson, Queen's Own Corps of Guides (Lumsden's),—4th August 1909.
 Ernest Gardiner Collings, 35th Sikhs,—12th September 1909.

No. 832.—The promotions of the undermentioned officers to the rank of Lieutenant are antedated to the dates noted opposite their names:—

Lieutenants—

John Elmsley Bourchier Torkington, 63rd Palamcottah Light Infantry,—2nd June 1906.
 Edgar Vernon Wills, 46th Punjabis,—4th September 1906.
 Thomas Kenneth Wilson, 13th Duke of Connaught's Lancers (Watson's Horse),—13th November 1906.
 Cecil Hamilton Clibborn, 92nd Punjabis,—27th October 1907.
 Eric Mackay Murray, Queen's Own Corps of Guides (Lumsden's),—29th November 1908.
 Malcolm Hamilton Beattie, 33rd Queen's Own Light Cavalry,—29th November 1908.

ORDNANCE DEPARTMENT.

NORTHERN CIRCLE.

No. 833.—Conductor George Harry Harding, Overseer, Harness and Saddlery Factory, Cawnpore, *seconded*, is brought on the effective list, and Conductor Bryan Bull is appointed Overseer in that Factory and *seconded*; with effect from the 24th June 1909.

SOUTHERN CIRCLE.

No. 834.—Store-Sergeant Frederick William Young, clerk, office of the Director General of Ordnance in India, Simla, *seconded*, to be Sub-Conductor, *seconded*;
 Store-Sergeant William James Sharpe to be Sub-Conductor;
vice Sub-Conductor Alfred Thomas Falla, deceased; with effect from the 13th June 1909.

INDIA MISCELLANEOUS LIST.

No. 835.—Sergeant Percy Harold Marshall to be Sub-Conductor, *vice* Sub-Conductor Victor George Pilcher, transferred to the pension establishment; with effect from the 15th May 1909.

NATIVE ARMY.

PROMOTIONS.

No. 836.—The following promotions are made:—

33rd Queen's Own Light Cavalry.

Risaldar Kudrat Khan, *Bahadur*, to be Risaldar-Major and Ressaidar Ramji Lal to be Risaldar, *vice* Ilabi Khan, *Bahadur*, transferred to the pension establishment; with effect from the 1st April 1909.

Dafadar Abdul Sattar Khan to be Jemadar, to complete the establishment ; with effect from the 1st April 1909.

29th Mountain Battery.

Havildar Sangar Khan to be Jemadar, *vice* Indar Singh, invalided ; with effect from the 4th August 1909.

1st Prince of Wales's Own Sappers and Miners.

Colour-Havildar Shiu Shanker Mior to be Jemadar, *vice* Kashi Singh, transferred to the pension establishment ; with effect from the 31st August 1909.

94th Russell's Infantry.

Jemadar Rambrich Singh to be Subadar and Havildar-Major Jitan Singh to be Jemadar, *vice* Gobardhan Singh, transferred to the pension establishment ; with effect from the 1st August 1909.

107th Pioneers.

Havildar Sundar Singh to be Jemadar, *vice* Jota Singh, promoted ; with effect from the 1st May 1909.

PENSIONS.

WARRANT OFFICERS.

No. 837.—The undermentioned warrant officer has been transferred to the pension establishment, with effect from the date specified :—

Sub-Conductor Victor George Pilcher, India Miscellaneous List ; with effect from the 15th May 1909.

RESIGNATIONS.

INDIAN SUBORDINATE MEDICAL DEPARTMENT.

ASSISTANT SURGEON BRANCH.

No. 838.—4th Class Assistant Surgeon Donald Edward Henry Campbell is permitted to resign the service ; with effect from the 6th September 1909.

VOLUNTEER CORPS.

APPOINTMENTS, PROMOTIONS AND RESIGNATIONS.

United Provinces Horse.

(*Northern Regiment.*)

No. 839.—William Wallace Johnstone to be Second-Lieutenant, *vice* C. Litchfield, transferred to the Supernumerary List. Dated 14th April 1909.

(*Southern Regiment.*)

No. 840.—Captain John Hope Simpson to be Major, *vice* R. H. Sealy, V.D., transferred to the Supernumerary List. Dated 16th July 1909.

1st Battalion, Great Indian Peninsula Railway Volunteer Rifle Corps.

No. 841.—Joseph Scott to be Second-Lieutenant to fill an existing vacancy. Dated 1st August 1909.

South Indian Railway Volunteer Rifles.

No. 842.—The name of Francis Gerrard Hamilton-Cooke, M.R.C.S., L.S.A., is as herein stated, and not as notified in Army Department Notification No. 642 of 1909.

Coorg and Mysore Rifles.

No. 843.—Second-Lieutenant Edward Cavendish Kent resigns his commission. Dated 3rd July 1909.

Malabar Volunteer Rifles.

No. 844.—John Douglas Legge to be Second-Lieutenant, *vice* H. R. Haigh, resigned.
Dated 28th June 1909.

Poona Volunteer Rifles.

No. 845.—Second-Lieutenant Dermot Richard Southwell Bourke to be Lieutenant, *vice* D. N. J. Clabby, promoted. Dated 1st August 1909.

Second-Lieutenant Adurji Kaikusroo Ghaswalla to be Lieutenant, *vice* E. H. Spencer, resigned. Dated 1st August 1909.

2nd (Presidency) Battalion, Calcutta Volunteer Rifles.

No. 846.—William McMillan to be Second-Lieutenant, to fill an existing vacancy.
Dated 5th August 1909.

MEDALS AND DECORATIONS.

No. 847.—His Excellency the Governor-General of India is pleased to confer the Volunteer Officers' Decoration upon the undermentioned officer:—

Northern Bengal Mounted Rifles.

Lieutenant-Colonel George Grant Gordon.

R. I. SCALLON, Major-General,
Secretary to the Government of India.

ARMY DEPARTMENT.

NOTIFICATION.

Simla, the 3rd September 1909.

Under clause 53 of the Regulations appended to the Regimental Debts Act, 1893, it is notified that a report of the death of the undermentioned commissioned officer on the date specified, was received in the Army Department between the 26th August and 1st September 1909:—

Corps.	Rank and name.	Date of Decease.	Place of Decease.	Testate or Intestate.	REMARKS.
Supply and Transport Corps.	Lieutenant Harold Frederick Kilgour.	19th July 1909...	England ...	...	...

Erratum.—In Army Department Notification, dated Simla, the 11th June 1909, published in the *Gazette of India* of 12th June 1909, for “2nd May 1909” notified as the date of decease of Lieutenant Guy Drury Pennington, read “2nd June 1909.”

R. I. SCALLON, Major-General,
Secretary to the Government of India.

MARINE DEPARTMENT.

Simla, the 3rd September 1909.

APPOINTMENTS.

No. 45.—Chief Engineer E. G. Venn, Royal Indian Marine, 2nd-Engineer and Shipwright Surveyor under the Government of Bengal, is granted an extension in that appointment up to 30th November 1909.

PROMOTIONS.

No. 46.—The following promotion is made in the Royal Indian Marine, with effect from the 24th August 1909:—

To be Lieutenant.

Sub-Lieutenant Henry Waterworth Bligh Livesay.

No. 47.—The following promotion is made in the Royal Indian Marine, with effect from the 21st August 1909:—

To be Engineer.

Assistant-Engineer John Sutherland Page.

DISCIPLINE.

ACTS.

No. 48.—In exercise of the powers conferred by Sections 4 and 70 of the Indian Marine Act (XIV of 1887), the Governor-General in Council is pleased to make the following amendments in Schedule VI of the rules to regulate the procedure of Indian Marine Courts, published with the Notification of the Government of India in the Marine Department, No. 56, dated the 28th August 1896:—

For the note on Section 23 the following shall be substituted:—

"Note on Section 23.—A charge of drunkenness should be framed in the following manner:—

Charge.—Drunkenness on boardship (or on duty)
in that, on the 19th,
on board the Royal Indian Marine vessel, he was drunk
(or, on the 19th, at _____, when on
duty, he was drunk).

Drunkenness includes intoxication from the effects of opium or any similar drug as well as from liquor.

In cases where conflicting or indecisive evidence is given, it may sometimes be very difficult to arrive at a satisfactory conclusion. The proper meaning to be attributed to the word 'drunk' in such cases is this, that through the intoxicating effect of liquor or a drug the prisoner was unfit to be entrusted with his duty. On the one hand it is not necessary for the prosecution to prove that the prisoner was through liquor in any extreme condition, nor is the prisoner necessarily entitled to an acquittal by showing that on the occasion in question he could, or actually did, do some particular duty without manifest failure. If, upon consideration of all the evidence, the Court comes to the conclusion that the prisoner was, through the intoxicating effect of liquor, unfit to be entrusted with his duty, they should find him guilty of the charge. If, on the other hand, in the opinion of the Court, it is not satisfactorily proved that the prisoner was, through the intoxicating effect of liquor, or a drug, unfit to be entrusted with his duty, then, notwithstanding they may infer from the evidence that he had drunk more than usual, they ought to acquit."

The following shall be inserted as a note to Section 32:—

"Note on Section 32.—A charge of alcoholism should be framed in the following manner:—

Charge.—An act to the prejudice of good order and discipline
in that, on the 19th, on board the Royal Indian Marine vessel
(or, at _____),

being liable to duty, rendered himself unfit for the performance of such duty by reason of indulgence in alcoholic stimulants."

R. I. SCALLON, Major-General,
Secretary to the Government of India.

RAILWAY DEPARTMENT.

(RAILWAY BOARD.)

NOTIFICATIONS.

Simla, the 2nd September, 1909.

No. 268.—The following temporary promotions in the classes of Superintending Engineers, State Railways, are ordered with effect from the dates specified:

Name.	From	To	Date.
Rala Ram, Rai Bahadur...	Superintending Engineer, 3rd class, officiating.	Superintending Engineer, 3rd class.	1909.
Walton, Lieutenant-Colonel E. W., R.E.	Superintending Engineer, 2nd class.	Superintending Engineer, 1st class.	June 10th.
Gales, R. R. ...	Superintending Engineer, 3rd class, temporary.	Superintending Engineer, 2nd class.	June 18th.
Wilson, C. D. D. ...	Superintending Engineer, 3rd class, officiating.	Superintending Engineer, 3rd class.	Ditto.
Craster, Lieutenant-Colonel S. L., R.E.	Superintending Engineer, 2nd class, temporary.	Superintending Engineer, 1st class.	Ditto.
Woodside, J. ...	Superintending Engineer, 3rd class, temporary.	Superintending Engineer, 2nd class.	July 6th.
Rose, Lieutenant-Colonel C. S., R.E.	Superintending Engineer, 3rd class, temporary.	Superintending Engineer, 2nd class.	August 10th.

The 3rd September, 1909.

No. 272.—Rai Rala Ram Bahadur, Officiating Superintending Engineer, 3rd Class, is appointed to officiate as Engineer-in-Chief, Eastern Bengal State Railway, during the absence of Mr. W. R. Haughton, on privilege leave.

No. 273.—With reference to Notification No. 272 of the 3rd September 1909, Mr. J. H. White, Executive Engineer, is appointed to officiate as Deputy Engineer-in-Chief, Eastern Bengal State Railway, with the rank of Officiating Superintending Engineer.

No. 274.—Mr. T. W. Richardson, Commercial and Outstation Inspector, Eastern Bengal State Railway, officiated as Goods Superintendent, Chitpore, from the 12th May to the 10th June 1909 inclusive, vice Mr. C. J. Chatterton on privilege leave.

The 2nd September, 1909.

No. 269.—The following is published for general information:

No. 1584 R.T., dated the 27th August 1909.

RESOLUTION—By the Railway Board.

Adoption on the Deoghar Railway of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R.T. ^{89-A} 5, dated the 8th September 1906.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 250, dated the 8th October 1907, and Railway Board's resolution No. 1085-R.T., dated the 30th September 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R.T., dated the 6th July 1909.

READ ALSO—

Letter No. 985-R., dated the 9th August 1909, from the Secretary to the Government of Bengal, Railway Department.

RESOLUTION.—The Managing Agents of the Deoghur Railway have recommended the adoption on the Deoghur Railway of the amendments, promulgated under Railway Board's circular No. 1228-R.T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on the Deoghur Railway in Railway Board's resolution No. 1085-R.T., dated the 30th September 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on the Deoghur Railway.

ORDER.—Ordered that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Secretary to the Government of Bengal, Railway Department, and to the Senior Government Inspector of Railways, Circle No. 2, Calcutta, for information.

No. 270.—The following is published for general information :

No. 1585 R.T., dated the 27th August 1909.

RESOLUTION—By the Railway Board.

Adoption on the Bengal Provincial Railway of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. ^{89-A} ₆, dated the 8th September 1906.

Railway Board's notification No. 143, dated the 12th June 1907, and Railway Board's resolution No. 867-R. T., dated the 8th June 1907.

Railway Board's notification No. 183-R. T., dated the 22nd July 1907, and Railway Board's resolution No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 281, dated the 31st October 1907, and Railway Board's resolution No. 1287-R. T., dated the 26th October 1907.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R. T., dated the 6th July 1909.

READ ALSO—

Letter No. 965-R., dated the 9th August 1909, from the Secretary to the Government of Bengal, Railway Department.

RESOLUTION.—The Manager and Engineer of the Bengal Provincial Railway has recommended the adoption on the Bengal Provincial Railway of the amendments, promulgated under Railway Board's circular No. 1228-R. T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, which rules and Appendix B thereto were sanctioned for adoption on the Bengal Provincial Railway, respectively, in Railway Board's resolutions Nos. 367-R. T., dated the 6th June 1907, and 1287-R. T., dated the 26th October 1907, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on the Bengal Provincial Railway.

ORDER.—Ordered that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section and that this resolution be communicated to the Secretary to the Government of Bengal, Railway Department, and to the Senior Government Inspector of Railways, Circle No. 2, Calcutta, for information.

No. 271—The following is published for general information:

No. 1586 R.T., dated the 27th August 1909.

RESOLUTION—By the Railway Board.

Adoption on the Darjeeling Himalayan Railway of the amendments in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway.

READ—

Section 47 of the Indian Railways Act, 1890 (IX of 1890).

Government of India, Department of Commerce and Industry, notification No. 801, dated the 24th March 1905.

Railway Board's notification No. 183, dated the 8th September 1906, and Railway Board's circular No. R. T. ^{no. A.} 6, dated the 8th September 1906.

Railway Board's notification No. 183, dated the 22nd July 1907, and Railway Board's circular No. 562-R. T., dated the 5th July 1907.

Railway Board's notification No. 96, dated the 27th March 1908, and Railway Board's resolution No. 558-R. T., dated the 19th March 1908.

Railway Board's notification No. 221, dated the 16th July 1909, and Railway Board's circular No. 1228-R. T., dated the 6th July 1909.

READ ALSO—

Letter No. 985-R., dated the 9th August 1909, from the Secretary to the Government of Bengal, Railway Department.

RESOLUTION.—The General Manager of the Darjeeling Himalayan Railway Company has recommended the adoption on the Darjeeling Himalayan Railway system of the amendments, promulgated under Railway Board's circular No. 1228-R.T., dated the 6th July 1909, and published under their notification No. 221, dated the 16th July 1909, in rule 13 IX and 13 XI of Appendix B to the General Rules of 1906 for working open lines of railway in British India, Part II, of which rules and Appendix B thereto were sanctioned for adoption on the Darjeeling Himalayan Railway in Railway Board's resolution No. 553-R.T., dated the 19th March 1908, read in the preamble above.

2. In exercise of the powers conferred by the notification of the Government of India in the Department of Commerce and Industry, No. 801, dated the 24th March 1905, read in the preamble above, the Railway Board sanction, under section 47, sub-sections (1) and (4), of the Indian Railways Act, 1890 (IX of 1890), the adoption of the amendments in Appendix B to the said General Rules, cited in paragraph 1 above, on the Darjeeling Himalayan Railway.

ORDER.—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India* as required by section 47, sub-section (3), of the Indian Railways Act, 1890 (IX of 1890); also that the amendments cited in paragraph 1 above, which have already been published in the *Gazette of India*, be kept open for inspection at railway stations as directed by sub-section (6) of the same section, and that this resolution be communicated to the Secretary to the Government of Bengal, Railway Department, and to the Senior Government Inspector of Railways, Circle No. 2, Calcutta for information.

R. C. F. VOLKERS,
Secretary, Railway Board.



The Gazette of India.

PUBLISHED BY AUTHORITY.

No. 37.} SIMLA, SATURDAY, SEPTEMBER 11, 1909.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

CONTENTS.

PART.	PAGES.	PART.	PAGES.
PART I.—Government of India Notifications, Appointments, Promotions, Leave of Absence, General Orders, Rules and Regulations	797—908	PART VI.—Proceedings of the Council of the Governor General of India, assembled for the purpose of making Laws and Regulations on the 10th September, 1909 :	
PART II.—Notifications by Comptroller General, Department of Commerce and Industry, Paper Currency Department, Bank of Bengal, Agent to the Governor-General and Chief Commissioner in Baluchistan, Agent to the Governor-General, North-West Frontier Province, Administrator General of Bengal, High Court, Survey of India Department, Indian Museum, State Railways, Calcutta University, Post Office, Telegraph Department, Official Advertisements	1441—1471	Anand Marriage Bill	161
PART III.—Advertisements and Notices by Private Individuals and Corporations	77—79	Indian Museum Bill	162—163
PART V.—Bills introduced in the Council of the Governor General of India for making Laws and Regulations, Reports of Select Committees presented to the Council and Bills published under Rule 23:		SUPPLEMENT NO. 37.	
Report of the Select Committee on the Bill to give legal sanction to a marriage ceremony common among the Sikhs called Anand, with Bill as amended.	103—106	Statement of Wholesale and Retail Prices and certain staple articles of food-grains for the first-half of August 1909	1899—1912
Bill to consolidate and amend the law relating to the Indian Museum	107—109	Indian Customs Revenue	1918
		Statement of plague seizures and deaths reported in India during week ending the 4th September 1909	1919—1930
		Rainfall Summary for the seven days ending at 8 hrs., Thursday, the 9th September 1909, based on the Indian Daily Weather Reports of the period	
		Season and Crop Prospects for the week ending Saturday, the 4th September 1909	1931—1933
		Statement showing the number of persons on relief works and in receipt of gratuitous relief in the Districts and Native States affected by famine or scarcity in India for the week ending 21st August 1909	1934—1937
		Papers relative to the International Agricultural Exhibition to be held at Palermo (Buenos Aires) in 1910.	1938
		Statement of Approximate Gross earnings of Indian Railways	1939—1950
			1951—1953

PART I.

Government of India Notifications, Appointments, Promotions, &c.

HOME DEPARTMENT.

NOTIFICATIONS.

ESTABLISHMENTS.

Simla, the 10th September, 1909.

No. 1012.—The Right Honourable the Secretary of State for India in Council has been pleased to appoint His Excellency General Sir O'Moore Creagh, V.C., G.C.B., to be an Extraordinary Member of the Council of the Governor General of India, with effect from

the date of his assuming charge of the office of Commander-in-Chief of His Majesty's Forces in India.

MEDICAL.

The 3rd September, 1909.

No. 1070.—The services of Captain H. R. Nutt, M.D., F.R.C.S., I.M.S., are placed temporarily at the disposal of the Government of the United Provinces.

The 9th September, 1909.

No. 1120.—Major D. W. Sutherland, M.D., C.M., I.M.S., is confirmed in the appointment of Principal and Professor of Medicine, Medical College, Lahore, with effect from the 14th June 1909.

No. 1121.—Major E. V. Hugo, M.D., F.R.C.S., I.M.S., is confirmed in the appointment of Professor of Surgery, Medical College, Lahore, with effect from the 14th June 1909.

The 10th September, 1909.

No. 1124.—The services of Captain A. S. M. Peebles, M.D., I.M.S., are placed temporarily at the disposal of the Government of the Punjab for employment in the Alienists' Department.

PORT BLAIR.

The 9th September, 1909.

No. 723.—Mr. H. K. Robinson, Deputy Conservator of Forests, Port Blair, is appointed to be an Assistant Superintendent in the Settlement so long as he holds his present office, or until further orders.

JAILS.

The 9th September, 1909.

No. 276.—The services of Captain W. G. Hamilton, I.M.S., are placed permanently at the disposal of the Government of Bengal for employment in the Jail Department.

JUDICIAL.

The 10th September, 1909.

No. 1290.—The services of Mr. W. H. H. Vincent, I.C.S., are replaced at the disposal of the Government of Bengal, with effect from the 3rd September 1909.

POLICE.

The 10th September, 1909.

No. 867.—The services of Captain Sir George Duff-Sutherland-Dunbar, Bart., 31st Punjabis, are placed at the disposal of the Government of Eastern Bengal and Assam for employment in the military police.

H. A. STUART,
Secretary to the Government of India.

DEPARTMENT OF REVENUE AND AGRICULTURE.

NOTIFICATION.

FORESTS.

Simla, the 8th September, 1909.

No. 982—245-6-F.—The services of Mr. S. A. Wood, Extra Assistant Conservator of Forests, 2nd grade, Burma, are placed permanently at the disposal of the Sudan Government, with effect from the 14th September 1909.

R. W. CARLYLE,

Secretary to the Government of India.

PUBLIC WORKS DEPARTMENT.

NOTIFICATIONS.

Simla, the 6th September, 1909.

No. 101.—Mr. G. H. leMaistre, Deputy Secretary to the Government of India in the Public Works Department, has been granted by His Majesty's Secretary of State for India furlough for twenty days in extension of the leave granted in the Notification of this Department No. 141, dated the 18th September 1908, as corrected by Notification No. 143, dated 21st September 1908.

The 8th September, 1909.

No. 102.—In supersession of Public Works Department Notification No. 16, dated the 9th February 1909, Mr. R. Srinivasa Ayyar, Examiner of Accounts, is granted, under Articles 232, 233, 260 and 308 (b) of the Civil Service Regulations combined leave for ten months, with effect from 1st March 1909, *viz.*, privilege leave for one month and twenty-five days and furlough for the remaining period.

The 9th September, 1909.

No. 103.—The Governor General in Council is pleased to order the following promotions and reversions to and in the classes of Chief and Superintending Engineers of the Public Works Department, with effect from the dates specified. These promotions and reversions are in substitution of those notified with effect from the 11th November 1908 and subsequent dates in Public Works Department Notification No. 53, dated the 13th May 1909 :

Names.	From	To	With effect from
Bird, W. J. A. ...	Superintending Engineer, 1st Class, temporary rank.	Superintending Engineer, 2nd Class.	11th November 1908.
Bennett, W. E. T. ...	Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, temporary rank.	11th November 1908.
James, H. W. ...	Superintending Engineer, 2nd Class, temporary rank.	Superintending Engineer, 3rd Class, temporary rank.	11th November 1908.
Holme, W. F. ...	Superintending Engineer, 3rd Class, temporary rank.	Officiating Superintending Engineer.	11th November 1908.

Names.	From	To	With effect from
McLeod, N. F. ...	Chief Engineer, 1st Class, temporary rank.	Chief Engineer, 1st Class, permanent.	5th December 1908.
Leventhorpe, J. B. ...	Chief Engineer, 2nd Class	Chief Engineer, 1st Class, temporary rank.	5th December 1908.
Rivett-Carnac, Major S. G., R.E. ...	Superintending Engineer, 3rd Class, temporary rank.	Officiating Superintending Engineer.	5th February 1909.
Blakeway, Major J. P., R.E. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	5th February 1909.
Vyall, F. W. ...	Superintending Engineer, 3rd Class, temporary rank.	Officiating Superintending Engineer.	6th February 1909.
Ward, T. R. J., C.I.E. ...	Superintending Engineer, 3rd Class, temporary rank.	Superintending Engineer, 2nd Class, temporary rank.	7th February 1909.
Rushton, Major H. W., R.E. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	7th February 1909.
Green, H. H. ...	Superintending Engineer, 3rd Class.	Superintending Engineer, 2nd Class, temporary rank.	11th February 1909.
Boss, F. C. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	11th February 1909.
Harriott, G. M., C.I.E. ...	Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, temporary rank.	16th February 1909.
Starky, W. B. ...	Superintending Engineer, 3rd Class, temporary rank.	Officiating Superintending Engineer.	16th February 1909.
Rivett-Carnac, Major S. G., R.E. ...	Officiating Superintending Engineer.	Executive Engineer ...	16th February 1909.
Davis, J. G. ...	Superintending Engineer, 3rd Class.	Superintending Engineer, 2nd Class, permanent.	1st March 1909.
Wildeblood, H. S. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class.	1st March 1909.
Sarkar, A. P. ...	Superintending Engineer, 3rd Class, temporary rank.	Executive Engineer ...	17th March 1909.
Joly de Lothiniere, Major A. C. de L., R.E., C.I.E. ...	Executive Engineer, 1st grade, Supernumerary.	Superintending Engineer, 3rd Class, temporary rank, Supernumerary.	17th March 1909.
MacCarthy, A. H. C. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	17th March 1909.
Leventhorpe, J. B. ...	Chief Engineer, 1st Class, temporary rank.	Chief Engineer, 1st Class, permanent.	19th March 1909.
Fernet, J. T. ...	Superintending Engineer, 2nd Class and Chief Engineer, 2nd Class, temporary rank.	Superintending Engineer, 1st Class, permanent, and Chief Engineer, 2nd Class, temporary rank.	5th December 1908.
Bennett, W. E. T. ...	Superintending Engineer, 1st Class, temporary rank.	Superintending Engineer, 1st Class, permanent.	5th December 1908.
Bird, W. J. A. ...	Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, temporary rank.	5th December 1908.
Arscott, M. H. ...	Executive Engineer and Superintending Engineer, 2nd Class, temporary rank.	Superintending Engineer, 2nd Class, permanent.	5th December 1908.
Thomson, A. S. ...	Chief Engineer, 2nd Class	Chief Engineer, 1st Class, temporary rank.	5th December 1908.
James, H. W. ...	Superintending Engineer, 3rd Class, temporary rank.	Superintending Engineer, 2nd Class, temporary rank.	5th December 1908.
Sarkar, A. P. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	5th December 1908.
Green, H. H. ...	Superintending Engineer, 3rd Class, temporary rank.	Superintending Engineer, 3rd Class, permanent.	5th December 1908.
Fox, H. H. ...	Superintending Engineer, 1st Class.	Superintending Engineer, 3rd Class.	7th December 1908.
Bellasis, E. S. ...	Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, permanent.	7th December 1908.
Tickell, R. H. ...	Superintending Engineer, 2nd Class, temporary rank.	Superintending Engineer, 2nd Class, permanent.	7th December 1908.
Wildeblood, H. S. ...	Superintending Engineer, 3rd Class, temporary rank.	Officiating Superintending Engineer.	16th December 1908.
Rivett-Carnac, Major S. G., R.E. ...	Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	16th December 1908.

Names.	From	To	With effect from
Taylor, J. M. ...	... Superintending Engineer, 3rd Class, <i>temporary rank.</i>	Executive Engineer ...	18th December 1908.
Bird, W. J. A. ...	... Superintending Engineer, 1st Class, <i>temporary rank.</i>	Superintending Engineer, 2nd Class.	25th January 1909.
Rose, F. C. ...	... Superintending Engineer, 3rd Class, <i>temporary rank.</i>	Officiating Superintending Engineer.	25th January 1909.
Holms, W. F. ...	... Officiating Superintending Engineer.	Executive Engineer ...	25th January 1909.
Gwyther, W. B. ...	... Chief Engineer, 2nd Class, <i>temporary rank.</i>	Chief Engineer, 2nd Class, permanent.	19th March 1909.
Harriott, G. M., C.I.E. ...	... Superintending Engineer, 1st Class, <i>temporary rank.</i>	Superintending Engineer, 1st Class, permanent.	19th March 1909.
MacLagan, Brevet-Colonel R. S., R.E. ...	... Superintending Engineer, 2nd Class, <i>temporary rank.</i>	Superintending Engineer, 2nd Class, permanent.	19th March 1909.
Searight, G. L. ...	... Superintending Engineer, 3rd Class, <i>temporary rank.</i>	Superintending Engineer, 3rd Class, permanent.	19th March 1909.
Loes, O. C. ...	... Chief Engineer, 2nd Class	Chief Engineer, 1st Class, <i>temporary rank.</i>	2nd April 1909.
Nethersole, M. ...	... Officiating Chief Engineer	Chief Engineer, 2nd Class, <i>temporary rank.</i>	2nd April 1909.
Bird, W. J. A. ...	... Superintending Engineer, 1st Class.	Superintending Engineer, 1st Class, <i>temporary rank.</i>	2nd April 1909.
Barlow, G. T. ...	... Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, <i>temporary rank.</i>	2nd April 1909.
Vyall, F. W. ...	... Officiating Superintending Engineer.	Superintending Engineer, 2nd Class, <i>temporary rank.</i>	12th April 1909.
Macdonald, W. ...	... Chief Engineer, 2nd Class	Chief Engineer, 1st Class, permanent.	12th April 1909.
Farrant, J. T. ...	... Chief Engineer, 2nd Class, <i>temporary rank.</i>	Chief Engineer, 2nd Class, permanent.	12th April 1909.
Nethersole, M. ...	... Superintending Engineer, 2nd Class, and Chief Engineer, 2nd Class, <i>temporary rank.</i>	Superintending Engineer, 1st Class, permanent, and Chief Engineer, 2nd Class, <i>temporary rank.</i>	16th April 1909.
Clark, C. C. S. ...	... Superintending Engineer, 2nd Class, <i>temporary rank.</i>	Superintending Engineer, 2nd Class, permanent.	16th April 1909.
Purves, R. E. ...	... Executive Engineer and Superintending Engineer, 2nd Class, <i>temporary rank.</i>	Superintending Engineer, 3rd Class, permanent, and Superintending Engineer, 2nd Class, <i>temporary rank.</i>	16th April 1909.
Bird, W. J. A. ...	... Superintending Engineer, 1st Class, <i>temporary rank.</i>	Superintending Engineer, 2nd Class.	17th April 1909.
Bacon, H. M. J. ...	... Superintending Engineer, 2nd Class, <i>temporary rank.</i>	Executive Engineer ...	17th April 1909.
Bird, W. J. A. ...	... Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, <i>temporary rank.</i>	22nd May 1909.
Bagley, W. A. ...	... Officiating Superintending Engineer.	Superintending Engineer, 2nd Class, <i>temporary rank.</i>	22nd May 1909.
Gordon, W. B., C.I.E. ...	... Chief Engineer, 2nd Class	Chief Engineer, 1st Class, <i>temporary rank.</i>	9th June 1909.
Bennett, W. E. T. ...	... Officiating Chief Engineer	Chief Engineer, 2nd Class, <i>temporary rank.</i>	9th June 1909.
White, C. A. ...	... Superintending Engineer, 2nd Class, <i>Supernumerary.</i>	Superintending Engineer, 1st Class, <i>temporary rank, Supernumerary.</i>	9th June 1909.
Carter, R. B. ...	... Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, <i>temporary rank.</i>	9th June 1909.
Anthony, G. T. ...	... Superintending Engineer, 3rd Class, <i>temporary rank.</i>	Superintending Engineer, 2nd Class, <i>temporary rank.</i>	9th June 1909.
Schonemann, F. W. ...	... Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, <i>temporary rank.</i>	9th June 1909.
Starky, W. B. ...	... Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, <i>temporary rank.</i>	11th July 1909.

Names.	From	To	With effect from
Hutton, C. H. ...	... Superintending Engineer, 2nd Class.	Superintending Engineer, 1st Class, temporary rank.	15th July 1909.
Wildeblood, H. S. ...	... Superintending Engineer, 3rd Class.	Superintending Engineer, 2nd Class, temporary rank.	15th July 1909.
Ives, H. W. M. ...	... Officiating Superintending Engineer.	Superintending Engineer, 3rd Class, temporary rank.	15th July 1909.

The 10th September, 1909.

No. 104.—Mr. W. Courtenay, Examiner of Accounts, attached to the office of the Examiner of Accounts, Oudh and Rohilkhand Railway, is appointed Assistant Accountant General, Public Works Department.

No. 105.—Mr. T. Ryan, Officiating Assistant Accountant General, Public Works Department, is transferred to the office of the Examiner of Accounts, Oudh and Rohilkhand Railway.

L. M. JACOB,
Secretary to the Government of India.

FOREIGN DEPARTMENT.

NOTIFICATIONS.

Simla; the 7th September, 1909.

No. 1993-G.—The Governor General in Council is pleased to recognise the appointment of Mr. A. E. Adams as acting Consul for Sweden at Aden, during the absence of Mr. G. M. Gordon.

No. 1995-G.—The Governor General in Council is pleased to recognise the appointment of Mr. J. Moreau as acting Consular Agent for France at Tellicherry, during the absence of Mr. J. Ferrel.

No. 2000-G.—In exercise of the powers conferred by Section 13 of the Births, Deaths and Marriages Registration Act, 1886 (VI of 1886), the Governor General in Council is pleased to appoint the Reverend Harold Spencer, Wesleyan Missionary, Hassan, to be a Registrar of Births and Deaths for the territories of Mysore including the Civil and Military Station of Bangalore in respect of such persons of the classes indicated in Section 11, Sub-section (1), clause (b) of the said Act, as he may baptize, or whose funeral ceremonies he may perform.

No. 2092-Est.-A.—Captain E. H. S. James, a Political Assistant of the 2nd class, is posted temporarily as Deputy Commissioner, Kohat, with effect from the 13th August, 1909.

No. 2093-Est.-A.—Captain J. A. Brett, a Political Assistant of the 3rd class, is posted temporarily as Assistant Commissioner in charge of the Thal Sub-division of the Kohat District, with effect from the 13th August, 1909.

No. 2097-Est.-A.—Captain H. Crossle, I.M.S., an Officiating Agency Surgeon of the 2nd class and Consular Surgeon at Kermanshah, held charge of the current duties of the office of His Britannic Majesty's Consul at Kermanshah in addition to his own duties, from the 24th June to the 20th August, 1909, both dates inclusive.

The 9th September, 1909.

No. 3032-Est.-A.—The undermentioned officer has been selected as a probationer for the Political Department of the Government of India, and is placed under the orders of the Agent to the Governor General in Central India, with effect from the 14th August, 1909—

Lieutenant R. J. Macnabb, 38th Central India Horse.

The 10th September, 1909.

No. 3048-Est.-A.—Corrigendum.—In notification, No. 2789-Est.-A., dated the 17th August, 1909, replacing the services of Munshi Mahbub Alam at the disposal of the Government of the Punjab, for "the 25th August, 1909" read "the 20th August, 1909."

S. H. BUTLER,

Secretary to the Government of India.

FINANCE DEPARTMENT (MILITARY FINANCE).

NOTIFICATIONS.

LEAVE AND APPOINTMENTS.

Simla, the 9th September, 1909.

No. 1604-Acts.—The appointment of Captain P. Ashfield, 107th Pioneers, to the Military Accounts Department is confirmed, with effect from the 14th September 1908.

No. 1607-E.—Major G. A. Robertson, 15th Lancers (Cureton's Multanis), Deputy Secretary to the Government of India, Finance Department (Military Finance) is granted combined leave out of India for six months from the 3rd August 1909, the first fourteen days being privilege leave, and the remaining period leave on medical certificate under the leave rules of 1886 for the Indian Army. Pension Service—26th year commenced 6th February 1909.

No. 1608-E.—Major R. E. Vaughan, Supply and Transport Corps, is appointed to officiate as Deputy Secretary to the Government of India, Finance Department (Military Finance), with effect from the 3rd August 1909, *vica* Major G. A. Robertson, granted combined leave.

R. A. MANT,
Joint Secretary to the Government of India.

DEPARTMENT OF COMMERCE AND INDUSTRY.

NOTIFICATIONS.

CUSTOMS ESTABLISHMENT.

Simla, the 8th September, 1909.

No. 6674—3.—Mr. G. N. Bower, an Assistant Collector, Class V, in the Imperial Customs Service, is transferred from Bengal to Burma, with effect from the 28th August 1909.

No. 6675-3.—Mr. W. W. Nind, an Assistant Collector, Class V (officiating in Class IV), in the Imperial Customs Service, is transferred from Burma to Bengal, with effect from the 1st September 1909.

No. 6681-3.—Mr. A. S. A. Westropp, I.C.S., a Collector in Class III (officiating in Class II) of the Imperial Customs Service, is granted privilege leave for one month, with effect from the 27th September 1909, or the subsequent date on which he may avail himself of the leave.

No. 6682-3.—Mr. R. F. L. Whitty, I.C.S., an officiating Assistant Collector in Class II of the Imperial Customs Service, is appointed to officiate as a Collector in Class III during the absence on privilege leave of Mr. A. S. A. Westropp.

CUSTOMS.

The 8th September, 1909.

No. 6689-89.—In exercise of the power conferred by the proviso to Article 60 of Schedule IV to the Indian Tariff Act, 1894, (VIII of 1894), the Governor General in Council is pleased to declare that the Shivajpur Tramway shall be deemed to be included in that Article.

TELEGRAPH ESTABLISHMENT.

The 9th September, 1909.

No. 6768-58.—The Governor General in Council is pleased to make the following promotions in the Superior Establishment of the Indian Telegraph Department, with effect from the dates specified :

Name.	From	To	Nature of promotion.	With effect from the
Mr. H. E. Chappel ...	Chief Superintendent, 2nd class, Temporary.	Chief Superintendent, 1st class.	Temporary ...	18th August 1909.
Mr. M. G. Simpson ...	Superintendent, 1st grade ...	Chief Superintendent, 2nd class.	Temporary ...	18th August 1909.

B. ROBERTSON,

Secretary to the Government of India.

ARMY DEPARTMENT.

Simla, the 10th September 1909.

APPOINTMENTS.

No. 848.—His Majesty the King Emperor of India, has been pleased to appoint General Sir O'Moore Creagh, V.C., G.C.B., Indian Army, to be Commander-in-Chief of the Forces in the East Indies in succession to General Viscount Kitchener of Khartoum, G.C.B., O.M., G.C.S.I., G.C.M.G., G.C.I.E., vacated.

General Sir O'Moore Creagh appointed, to be Commander-in-Chief of the Forces in India, assumed command on the 10th September 1909. Ordered that all returns of the

Army be made in the usual manner to General Sir O'Moore Creagh as Commander-in-Chief in India.

PERSONAL STAFF.

No. 849.—The Viceroy and Governor-General has been pleased to make the following appointment on His Excellency's personal staff :—

Captain J. Mackenzie, 35th Sikhs, Comptroller of the Household, to officiate as Military Secretary in addition to his own duties, *vice* Major (temporary Lieutenant-Colonel) V. R. Brooke, D.S.O., 9th Lancers, granted leave out of India for six months from the 15th April to the 15th September 1909, the first two months being privilege leave.

ARMY DEPARTMENT.

No. 850.—Captain H. N. Young, Indian Army, Supply and Transport Corps, officiating Assistant Secretary to the Government of India, Army Department, is confirmed in that appointment, with effect from the 15th September 1909, *vice* Captain A. M. Kettlewell, vacated.

No. 851.—Captain C. W. McG. Compton, 69th Punjabis, is appointed to officiate as an Assistant Secretary to the Government of India, Army Department, with effect from the 15th September 1909, *vice* Captain H. F. Cooke, on leave.

No. 852.—*Rai Sahib* Lakshmi Narayan Burman, a Superintendent in the Army Department, is appointed to be Registrar; with effect from the 24th August 1909, *vice* Mr. C. Hodgen, deceased.

LONDON GAZETTE.

No. 853.—The following extract is published for general information :—

"London Gazette," dated 10th August 1909, pages 6090 and 6091.

WAR OFFICE,

Whitehall, 10th August 1909.

UNATTACHED LIST FOR INDIAN ARMY.

The undermentioned Second-Lieutenants from Unattached List, Territorial Force (University Candidates), to be Second-Lieutenants with a view to their appointment to the Indian Army and to take precedence next below G. H. A. Pearson. Dated 9th September 1908, but not to carry pay or allowances prior to 11th August 1909 :—

Bertram Evelyn Hickson.

Humphrey Richard Locke Lawrence.

Geoffrey Swarbreck Rogers.

Gerald Thomas Fisher.

PROMOTIONS.

INDIAN ARMY.

No. 854.—The following promotions are made, subject to His Majesty's approval :—

Captains to be Majors.

9th September 1909.

Thomas Louis Leeds, 50th Sikhs Rifles (Frontier Force).

George Allen Preston, 2nd Battalion, 6th Gurkha Rifles.

Francis Gordon Arabin Wimberley, Cantonment Magistrates' Department.

William St. George Chamier, Supply and Transport Corps.

Cecil Delarue Mears, 8th Cavalry.

Andrew Terton Kirkwood, Cantonment Magistrates' Department.

James Blair Keogh, 32nd Lancers.

Arthur Hunter Buist, Queen's Own Corps of Guides (Lumsden's).

Herbert Hulseberg, 127th Princess of Wales's Own Baluch Light Infantry.

Lieutenant to be Captain.

8th September 1909.

Arthur Sydney Clark, 67th Punjabis.

INDIAN MEDICAL SERVICE.

No. 855.—The following promotions are made, subject to His Majesty's approval :—

Lieutenants to be Captains.

1st September 1909.

John Taylor, M.B.

Alexander Dron Stewart, M.B.

Claude Harold Cross.

Robert Alexander Chambers, M.B.

John Morison, M.B.

Samuel George Steele Haughton, M.B.

Francis William Cragg, M.B.

Kanwar Shumshere Singh.

Andrew Smith Leslie, M.B.

Herbert Bodley Scott.

George McGregor Millar, M.B.

NATIVE ARMY.

APPOINTMENTS AND PROMOTIONS.

SUPPLY AND TRANSPORT CORPS.

31st Mule Corps.

No. 856.—Kote-Dafadar Muhammad Ali Nabi, appointed Jemadar on probation, is confirmed in that rank ; with effect from the 6th August 1909.

No. 857.—The following promotions are made :—

4th Cavalry.

Ressaider Khem Singh to be Risaldar, Jemadar Jasmer Singh to be Ressaider, and Kote-Dafadar Lal Singh to be Jemadar, vice Thakur Singh, transferred to the pension establishment ; with effect from the 1st September 1909.

14th Murray's Fat Lancers.

Kote-Dafadar Kure Singh to be Jemadar, to complete the establishment ; with effect from the 1st May 1909.

Queen's Own Corps of Guides (Lumsden's) Infantry.

Havildar-Major Narain Singh to be Jemadar, vice Sher Singh, transferred to the pension establishment ; with effect from the 2nd August 1909.

20th Duke of Connaught's Own Infantry (Brownlow's Punjabis).

Havildar Azim Khan to be Jemadar, vice Abdulla, Bahadur, transferred to the pension establishment, with effect from the 30th August 1909.

23rd Sikh Pioneers.

Havildar Indar Singh to be Jemadar, vice Baghwan Singh, deceased ; with effect from the 23rd May 1909.

72nd Punjabis.

Jemadar Pala Singh to be Subadar and Havildar Kishun Singh to be Jemadar, vice Gyan Singh, Bahadur, transferred to the pension establishment ; with effect from the 16th July 1909.

23rd Outram's Rifles.

Color-Havildar Purana Ram to be Jemadar, vice Ramu Ram, transferred to the pension establishment ; with effect from the 8th August 1909.

PENSIONS.

WARRANT OFFICERS.

No. 858.—The undermentioned warrant officer has been transferred to the pension establishment, with effect from the date specified :—

Sub-Conductor Frederick James Morris, India Miscellaneous List ; with effect from the 13th September 1909.

RETIREMENTS.

INDIAN ARMY.

No. 859.—Major Frederick Hugo Pigou, 119th Infantry (The Mooltan Regiment) has been permitted by the Secretary of State for India to retire from the service, subject to His Majesty's approval; with effect from the 5th August 1909.

No. 860.—Major Frank William Daniell, 8th Rajputs, is permitted to retire from the service, subject to His Majesty's approval; with effect from the 15th November 1909.

INDIAN MEDICAL SERVICE.

No. 861.—Lieutenant-Colonel Richard John Baker, M.D., Indian Medical Service, Bombay, has been permitted by the Secretary of State for India to retire from the service, subject to His Majesty's approval; with effect from the 12th August 1909.

VOLUNTEER CORPS.

APPOINTMENTS AND PROMOTIONS.

Bangalore Rifle Volunteers.

No. 862.—Second-Lieutenant Arthur Casson Hobble to be Lieutenant to fill an existing vacancy. Dated 14th August 1909.

Frederick John Richards to be Second-Lieutenant, *vice* D. Haskel transferred to the Supernumerary List. Dated 14th August 1909.

Isaac Bronson to be Second-Lieutenant to fill an existing vacancy. Dated 14th August 1909.

Coorg and Mysore Rifles.

No. 863.—Ernest Leslie Duxbury to be Second-Lieutenant, *vice* E. Willey promoted. Dated 13th May 1909.

MEDALS AND DECORATIONS.

No. 864.—His Excellency the Governor-General of India is pleased to confer the Volunteer Officers' Decoration upon the undermentioned officer:—

Lucknow Volunteer Rifles.

Captain Richard L'Estrange Nestor.

CANTONMENTS.

REGULATIONS.

No. 865.—The following draft of a notification, which it is proposed to issue in exercise of the powers conferred by sections 25, 26 and 27 of the Cantonments Act, 1889 (XIII of 1889), is published, as required by section 27, sub-section (1), of the said Act, for the information of persons likely to be affected thereby, and notice is given that the draft will be taken into consideration by the Governor-General in Council on or after the 12th day of October 1909.

Any objection or suggestion which may be received from any person with respect to the draft before the date fixed aforesaid will be considered by the Governor-General in Council.

Draft Notification.

In exercise of the powers conferred by sections 25, 26 and 27 of the Cantonments Act, 1889 (XIII of 1889), the Governor-General in Council is pleased to direct that, on and with effect from the 1st October 1909, the following rules and applied enactments shall be in force in every Cantonment in British India, save in so far as any Cantonment may be for the time being excepted from the operation of any such rule in pursuance of an order made under sub-section (2) of the said section 27.

2. The Cantonment Code, 1899, published under Notification of the Government of India in the Military Department No. 664, dated the 16th June, 1899, as subsequently amended, is hereby rescinded.

But committees constituted, appointments, orders, bye-laws and requisitions made, notifications, notices and summonses issued, and licenses granted under the said Code shall be deemed to have been respectively constituted, made, issued and granted under the rules and applied enactments hereby directed to be in force.

THE CANTONMENT CODE, 1909.*

CONTENTS.

CHAPTER I.

PRELIMINARY.

Short title.

SECTIONS.

1. *Short title.**General Definitions.*2. *Definitions—*

- (a) "Accountant General."
- (b) "Bazar."
- (c) "Brigade."
- (c) (c) "Division."
- (d) "Dairy."
- (e) "Dairyman."
- (f) "Executive Engineer."
- (g) "Officer Commanding the Division."
- (h) "Infectious or contagious disorder."
- (i) "Keeper of a sarai."
- (j) "Lessee."
- (k) "Licensed market."

* This Code of rules and applied enactments was published with the following Notification of the Government of India in the Army Department:—

- (l) " Licensed slaughter-house."
- (m) " Market."
- (n) " Notification."
- (o) " Notified."
- (p) " Private market."
- (q) " Private slaughter-house."
- (r) " Public market."
- (s) " Public slaughter-house."
- (t) " Regimental bazar."
- (u) " Sanitary officer."
- (v) " Sarai."
- (w) " Slaughter-house."
- (x) " Source of public water-supply."
- (y) " Street."
- (z) " Treasury."

NOTE.—The cantonments of ¹ Berhampore, Calicut, Cannanore and Trichinopoly, in the Madras Presidency, were excepted from the operation of the Code by the Notification of the Government of India in the Military Department, No. 1066, dated the 29th September 1899.

¹ Bellary has been omitted, with reference to the notification of the Government of India in the Military Department, No. 501, dated the 6th June 1902.

CHAPTER II.

CANTONMENT COMMITTEES AND CONTROL.

Constitution.

SECTIONS.

3. Ordinary members of cantonment committee.
4. Additional members of cantonment committee.
5. Cantonment committee (if any) to discharge functions of cantonment authority.
6. Provision where there is no cantonment committee.

Meetings of Cantonment Committee.

7. Time and place of meetings and notice of business.
8. Six days' notice required in certain cases.
9. Quorum.
10. Minutes of proceedings to be kept.
11. Meetings to be public.
12. Decision by majority of votes.

Control.

13. Power of President and District Magistrate to suspend action pending reference to higher authority.
14. Controlling powers of Officer Commanding the Brigade.
15. Controlling powers of Officer Commanding the Division.
16. Controlling powers of Local Government.

CHAPTER III.

THE CANTONMENT MAGISTRATE AND CANTONMENT SERVANTS.

Cantonment Magistrate.

SECTIONS.

17. Position and general duties of Cantonment Magistrate.

Cantonment Servants.

18. Number and salaries of servants of cantonment authority.
19. Register of menial servants of cantonment authority.
20. Appointment and supervision of servants of cantonment authority.
21. Punishment of servants of cantonment authority.
22. Penalty for obstructing in their duty persons employed by, or contracting with, the cantonment authority.
23. Notice of discharge or resignation.
24. Security to be furnished by certain servants of cantonment authority.
25. Annual report as to sufficiency of security furnished.
26. Procedure in dealing with moneys and securities deposited.

CHAPTER IV.

CANTONMENT FUND.

Credits to Fund.

27. Sums to be credited to cantonment fund.
28. Grants-in-aid.

Application of Fund.

29. Purposes to which cantonment fund may be applied.

Estimates and Sanctions.

30. Money not to be paid unless expenditure sanctioned.
31. Responsibility for administering funds.
32. Submission and sanctioning of budget estimates.
33. Re-appropriation.

Payments.

34. Examination of, and order for payment of, claims.
35. Payments how to be made.
36. Cheques.
37. Imprest.
38. Overdrafts.

Receipts.

39. Register of receipts and form of acknowledgment.
40. Responsibility of cantonment authority as to receipts.

Account of the Imprest.

41. Imprest register.

Bills for Expenditure.

42. Expenditure to be entered in bill.
43. Claims by contractors or tradesmen.
44. Petty charges to be met from the imprest.
45. Charges incurred direct by cantonment authority.

*Entry of Cheques in Accounts.***SECTIONS.**

46. Entry of payments by cheque.
 47. Deduction of amount of cancelled cheques.

Accounts and Returns.

48. Cash Book.
 49. Entry of budget estimate in registers of receipts and payments.
 50. Totals of receipts and payments to be ascertained monthly.
 51. Audit of accounts.
 52. Annual consolidated account.

Classification.

53. Classification of receipts and expenditure.

Remittance to Treasury and Pass Book.

54. All moneys to be remitted to treasury.
 55. Procedure for remittances to treasury.
 56. Supervision of pass book by cantonment authority.
 57. Account forms for cantonments in Madras Presidency.

Abstract Statements of Estimated and Actual Income and Expenditure.

58. Abstract statements of estimated and actual income and expenditure.

Submission of Proposals as to Taxation.

59. Submission of proposals as to taxation.

CHAPTER V.**CONTRACTS.**

60. Contracts by whom to be executed.
 61. Sanction required to execution of contract to remain in operation for more than twelve months.
 62. Reference to Executive Engineer prior to execution of contracts for works.
 63. Sanction of Cantonment Committee or Officer Commanding cantonment required to execution of contracts exceeding one hundred rupees in value.
 64. Form of contracts exceeding fifty rupees in value.
 65. Security for fulfilment of contract.
 66. Saving of leases for building-sites.

CHAPTER VI.**NUISANCES AND SANITATION.***Nuisances.*

67. Offences in road or public place.
 68. Destruction of stray dogs at appointed periods.

Sanitation.

69. Division of responsibility for sanitation.
 70. Weekly sanitary report.

SECTIONS.

71. General duties of Sanitary Officer.
72. Cantonment Magistrate's duties in respect of sanitation.
73. Provision and maintenance of public latrines and urinals and conservancy establishments.
74. Directions as to provision of public latrines and establishments therefor.
75. Receptacles or places for temporary deposit of offensive matter and rubbish.
76. Places for disposal of offensive matter and rubbish.
77. Cesspools, receptacles for filth, etc.
78. Private latrines.
79. Provision of latrines, etc.
80. Employment of public sweepers.
81. Removal of noxious vegetation.
82. Filling up of tank or marshy ground, or draining off or removal of stagnant water.
83. Removal of overcrowded buildings.
84. Reduction of number of inmates of overcrowded dwelling.
85. Power to require that building be repaired or altered so as to remove sanitary defects.
86. Power to require land or building to be cleansed.
87. Penalties.

CHAPTER VII.

CONTROL OVER STREETS, BUILDINGS, LANDS, TREES, ETC.

Streets and Buildings.

88. Power to attach brackets for lamps.
89. Temporary occupation of street, land, &c.
90. Names of streets and number of buildings.
91. Roofs and external walls not to be made of inflammable materials.
92. Notice of new buildings.
93. Projections and obstructions.
94. Troughs and pipes for rain-water.
95. Unauthorised buildings over drains, etc.
96. Power to require buildings, wells, tanks, etc., to be secured.
97. Building, etc., in ruinous or dangerous state.
98. Power to require untenanted building or land becoming a nuisance to be secured or enclosed.

Boundaries, Trees, etc.

99. Boundary-walls, hedges and fences.
100. Cutting or trimming of hedges.
101. General felling, lopping or trimming of trees.
102. Felling of trees of mature growth.
103. Power to require lopping or trimming of trees.
104. Agriculture and irrigation.
105. Improper use of land.
106. Digging up of public land.

Penalties.

107. Penalties.

CHAPTER VIII.

CONTROL OVER SARÁIS, ENCAMPING-GROUNDS, TRAFFIC, ETC.

Saráis.

Sections.

- 108. Obligations of keepers of saráis.
- 109. Power to require report as to persons using sarái.
- 110. Power to close saráis.
- 111. Saving of Saráis Act, 1867.

Encamping-grounds, etc.

- 112. Encamping-grounds and pitching of tents.

Markets and Slaughter-houses.

- 113. Sale in markets of articles unfit for human consumption.
- 114. Hours during which markets may be kept open.
- 115. Sanitary Officer and Cantonment Magistrate to inspect markets.
- 116. Power to prohibit or restrict sales in public markets.
- 117. Licensing of private markets.
- 118. New private markets to be licensed.
- 119. Power to require existing private markets to be licensed.
- 120. Duties of owners or persons in charge of licensed markets.
- 121. Power to suspend or withdraw licenses for markets.
- 122. Register of private markets.
- 123. Selling in private market when license suspended or withdrawn.
- 124. Restrictions on slaughtering without a license.
- 125. Penalties for contravening section 124.
- 126. Management of slaughter-houses generally.
- 127. Hours during which slaughter-house may be kept open.
- 128. Power to prohibit or restrict use of slaughter-house.
- 129. Licensing of private slaughter-houses.
- 130. New private slaughter-houses to be licensed.
- 131. Power to require existing private slaughter-houses to be licensed.
- 132. Duties of owners or persons in charge of licensed slaughter-houses.
- 133. Power to suspend or withdraw licenses for slaughter-houses.
- 134. Register of private slaughter-houses.
- 135. Slaughtering in slaughter-house when license suspended or withdrawn.
- 136. Levy of stallages, rents and fees in public markets and slaughter-houses.
- 137. Import of cattle and flesh.

Traffic.

- 138. Closing and opening of streets.
- 139. Rule of the road.
- 140. Rash riding or driving.
- 141. Riding or driving at time or in manner prohibited.
- 142. Use of lamps on vehicles.

SECTIONS.

143. Removal of elephant or camel on approach of horse or vehicle drawn by bullock.
144. Leaving vehicle or animal without proper control.
145. Training, breaking or exercising animal.
146. Obstructing street.

Burial and Burning Grounds.

147. Power to call for information regarding burial and burning grounds.
148. Permission required for use of new burial or burning ground.
149. Power to require closing of burial or burning ground.
150. Prohibition of use of burial or burning ground closed under section 149.
151. Distance between graves.
152. Depth of graves.
153. Corpses to be buried or burnt within six hours.
154. Corpses to be reduced to ashes.
155. Power in respect of improperly disposed of corpses.
156. Certain burial grounds excepted from operation of sections 147 to 155.

CHAPTER IX.

WATER-SUPPLY.

157. Control of cantonment authority over sources of public water-supply.
158. Duty of cantonment authority to maintain supply of pure water, etc.
159. Power to prohibit use of any source of public drinking water-supply.
160. Power to require proper maintenance or closing to public use of private source of public drinking water-supply.
161. Polluting source of public drinking water-supply.
162. Impairing quality or diminishing quantity of water in source of public drinking water-supply, or impairing usefulness of water-works.
163. Trespass on water-works.
164. Altering, obstructing or encroaching upon public water-channel.
165. Power to prohibit polluting of source of public water-supply by fishing, boating or gathering flowers or plants.
166. Throwing of corpse into source of public water-supply.
167. Power to prohibit pollution of source of public water-supply by carrying on offensive trade.
168. Placing latrine, etc., or depositing offensive matter or rubbish, near source of public water-supply.
169. Removal of latrine, etc., near any source of public water-supply.
170. Bathing or washing at public well or spring.
171. Regulation of public bathing and washing.

CHAPTER X.

TRADES, CALLINGS AND OCCUPATIONS.

172. Licenses required for carrying on of certain occupations.
173. Conditions which may be entered in such licenses.
174. Power of Cantonment authority to make bye-laws as to vehicles, etc.
175. Feeding animals on filth, etc.
176. Adulteration of milk.
177. Adulteration of butter.

SECTIONS.

- 178. Selling food or drink unfit for human consumption.
- 179. Power to remove brothels and prostitutes.
- 180. Exclusion of public prostitutes from regimental bazars.
- 181. Power to suspend or withdraw license.

CHAPTER XI.

PREVENTION AND TREATMENT OF DISEASE.

Infectious or Contagious Disorders.

- 182. Information to be given of existence of infectious or contagious disorder.
- 183. Special measures on outbreak of infectious or contagious disorder among inhabitants or epidemic disease among cattle.
- 184. Power to require names of dairyman's customers.
- 185. Power to require names of washerman's customers.
- 186. Report after inspection of dairy or washerman's place of business.
- 187. Action on report submitted under section 186.
- 188. Examination of milk or washed clothes.
- 189. Contamination of public conveyances.
- 190. Disinfection of public conveyances.
- 191. Disinfection of building or articles therein, or renewal of flooring.
- 192. Destruction of infected hut or shed.
- 193. Temporary shelter while building is being disinfected or when infected hut is destroyed.
- 194. Disinfection of building and articles therein before letting the building.
- 195. Disposal of infected article without disinfection.
- 196. Disposal of infectious matter.
- 197. Making or selling of food, etc., or washing of clothes, by infected person.
- 198. Power to prohibit the making, carrying or selling of clothes, bedding or other articles by infected person.
- 199. Power to restrict or prohibit sale of specified articles of food or drink on outbreak of infectious or contagious disorder.
- 200. Disposal of infected corpse.

Hospitals and Dispensaries.

- 201. Maintenance or aiding of hospitals and dispensaries.
- 202. Medical Officer to be in charge of hospital or dispensary.
- 203. Subordinate establishments for hospitals or dispensaries.
- 204. Medical supplies, appliances, etc.
- 205. Application of civil hospital rules.
- 206. Free patients.
- 207. Paying patients.
- 208. Power to call upon persons suffering from infectious or contagious disorder to attend at, and remain in, hospital or dispensary.
- 209. Power to exclude from cantonment persons refusing to attend at, or remain in hospital or dispensary.
- 210. Introducing liquor or drug into hospital or dispensary.

SECTIONS.

211. Temporary hospitals and segregation camps in cantonments.

Pilgrims.

212. Routes for pilgrims and others.

CHAPTER XII.

SUPPRESSION OF MENDICANCY AND LOITERING AND REMOVAL OF DISORDERLY PERSONS.

213. Mendicancy.

Loitering and Importuning.

214. Loitering or importuning for sexual immorality.

Removal of Disorderly Persons.

215. Removal and exclusion from cantonment of disorderly persons, etc.

216. General power of removal and exclusion from cantonment.

217. harbouring or concealing person ordered to remove from, and prohibited from re-entering, a cantonment.

CHAPTER XIII.

CARE OF ANIMALS.

Prevention of Cruelty.

218. Cruelty to animals.

219. Extension of the Prevention of Cruelty to Animals Act, 1890, to cantonments.

Grazing.

220. Animals grazing to be kept under proper care and control.

221. Impounding of animals grazing without being under proper care or control.

222. Person taking delivery of animal from pound to state names of owner and person who had charge of the animal at time of seizure.

CHAPTER XIV.

PREVENTION OF FIRE.

223. Stacking or collecting inflammable materials, or building matted structures, in cantonment.

224. Letting-off fire-works, sending up fire-balloons or lighting bonfire, without permission.

225. Setting naked light on or near building.

CHAPTER XV.

REGISTRATION OF BIRTHS AND DEATHS.

226. Registers of births and deaths to be maintained.

227. Duty of head of house or family to report birth therein.

228. Duty of head of house or family to report death therein.

229. Duty of Medical Officers to report births and deaths.

230. Penalty.

Sections.

CHAPTER XVI.

APPOINTMENT OF AGENTS BY ABSENTEE OWNERS.

231. Duty of absentee owner to appoint agent.
232. Relief to agents and trustees.

CHAPTER XVII.

INSPECTION, ENTRY, SEARCH AND ARREST.

Inspection, Entry and Search.

233. Entry and inspection by the Officer Commanding the Division, the Officer Commanding the Brigade or the District Magistrate.
234. Entry and inspection by, or by the authority of, the cantonment authority.
235. Entry, inspection and search by, or by the authority of, the Sanitary Officer.
236. Entry, inspection and search by, or by the authority of, the Cantonment Magistrate.
237. Entry into, and inspection of, markets by Sanitary Officer or Cantonment Magistrate.
238. Entry by public conservancy establishments.
239. Time of entry.
240. Precautions to be observed in entering dwelling.
241. Precautions to be observed in entering and inspecting burial or burning ground.

Arrest without Warrant.

242. Arrest by police without warrant.

CHAPTER XVIII.

SERVICE OF SUMMONSES, NOTICES, ETC.

243. Service of summonses, notices, requisitions and other documents.
244. Service on agent of absentee owner.

CHAPTER XIX.

APPEAL AND REVISION.

245. Appeals from executive orders when allowed and to whom to lie.
246. Petition of appeal.
247. Suspension of action pending appeal.
248. Revision.
249. Finality of appellate orders.

CHAPTER XX.

COMMITTEES OF ARBITRATION.

250. Obligation of Commanding Officer of cantonment to convene a Committee of Arbitration to decide question as to rent or repairs.
251. Discretion of Commanding Officer of cantonment to convene a Committee of Arbitration to decide question as to condition of house or as to rent or repairs.

SECTIONS.

- 252. Obligation of Commanding Officer of cantonment to convene a Committee of Arbitration to determine amount of compensation payable.
- 253. Procedure for convening Committee of Arbitration.
- 254. Composition of Committee of Arbitration convened under section 250 or 251.
- 255. Composition of Committee of Arbitration convened under section 252.
- 256. Members of Committee of Arbitration to be persons who are not personally interested, and whose services are immediately available.
- 257. Assembly of Committee of Arbitration.
- 258. Chairman of Committee of Arbitration.
- 259. Calculation of rent by Committee of Arbitration.
- 260. Decision of Committee of Arbitration to be by vote and final.

CHAPTER XXI.

APPLICATIONS FOR BUILDING-SITES ON GOVERNMENT LAND IN CANTONMENTS.

- 261. Applications for permission to occupy Government land for building-sites.
- 262. Documents to accompany applications.
- 263. Disposal of such applications.
- 264. Execution of lease, with site-plan annexed.
- 265. Record of copies of leases and site-plans.

CHAPTER XXII.

REGISTRATION ON IMMOVEABLE PROPERTY IN CANTONMENTS.

- 266. General plan.
- 267. Bazar plan.
- 268. Sites and roads to be distinguished.
- 269. Dating and authentication of plans.
- 270. Plans not to be destroyed without sanction.
- 271. Register of Government land held by lessees outside bazars.
- 272. Register of Government land held by lessees in bazars.
- 273. Register of private land.
- 274. Register of transfers.
- 275. Reference, in other registers, to the register of transfers.
- 276. Annual inspection of registers.

CHAPTER XXIII.

SUPPLEMENTAL.

Bye-laws.

- 277. Additional power of Cantonment authority to make bye-laws in hill cantonments.
- 278. Penalty for infringement of bye-laws.
- 279. Confirmation of bye-laws.
- 280. Procedure in making bye-laws.

Delegation of Functions.

SECTIONS.

281. Delegation of functions of Cantonment Magistrate.
282. Delegation of functions of Officer Commanding the Division.
283. Delegation of Cantonment Committee's functions to sub-committees.

Notices.

284. Notices to fix reasonable time for doing act required.
285. Notices to whom to be given.
286. Authentication and validity of notices issued by cantonment authority.
287. Publication of public notices.

Penalties and Prosecutions.

288. Penalties.
289. Limitation of prosecutions.

Miscellaneous.

290. Execution in case of failure and recovery of cost thereof.
291. Verification of weights and measures.
292. Compensation for damage resulting from exercise of powers under this Code.
293. Powers to be exerciseable from time to time.
294. Execution of work in cases of emergency.
295. Method of framing notifications.
296. Validity of notices and other documents.
297. Vacancies and irregularities not to invalidate proceedings.
298. Rules and bye-laws to be available for inspection and purchase.

SCHEDULE I.— FORMS.

SCHEDULE II.— ACCOUNT FORMS FOR CANTONMENTS IN MADRAS PRESIDENCY.

SCHEDULE III.—FORM OF NOTICE TO ATTEND AT HOSPITAL, ETC.

SCHEDULE IV.—CASES IN WHICH POLICE MAY ARREST WITHOUT WARRANT.

SCHEDULE V.— APPEALS FROM EXECUTIVE ORDERS.

SCHEDULE VI.—FORMS OF LEASES OF LAND.

THE CANTONMENT CODE, 1909.

CHAPTER I.

PRELIMINARY.

Short Title.

Short title.

1. These rules and applied enactments* may be called the Cantonment Code, 1909.

General Definitions.†

Definitions.

2. (1) In this Code, unless there is anything repugnant in the subject or context,—

- (a) "Accountant General" means the Civil Accountant General or Comptroller :
- (b) "bazar" means any land in a cantonment which has been set apart for the purposes of trade or the residence of natives or any other purpose, and the boundaries of which have been demarcated by pillars or posts and specified, by, or under the authority of, the Officer Commanding the Division, in Divisional Orders :
- (c) "Brigade" means any body of troops, placed for administrative purposes under a Commander of one or more stations having the status of a Brigadier-General or Colonel on the staff, and excludes the Aden, Bannu, Derajat and Kohat Independent Brigades :
- (c) "Division" means one of the Divisions into which the Army in India is, for the time being, divided, and includes the Aden, Bannu, Derajat and Kohat Independent Brigades :
- (d) "dairy" includes every farm, shed, milk-store, milk-shop or other place from which milk is supplied, or in which milk is kept for purposes of sale :
- (e) "dairyman" includes the keeper of a cow, buffalo, goat, ass, or other animal, the milk of which is offered, or intended to be offered, for sale for human consumption, any purveyor of milk and any occupier of a dairy :
- (f) "Executive Engineer" means the Public or Military Works Officer of that grade having charge of the military works in the cantonment, and includes the officer, of whatever grade in immediate executive engineering charge of a cantonment :
- (g) "Officer Commanding the Division" means the Officer Commanding a Division, and includes the Officers Commanding the Aden, Bannu, Derajat and Kohat Brigades.
- (h) "infection or contagious disorder" includes cholera, leprosy, enteric fever and every infectious or contagious disorder other than a venereal disease :
- (i) "keeper of a sarai" includes the owner of a sarai, any person having the care or management of a sarai and the lessee of any land, whether belonging to the Government or not, occupied by a sarai :
- (j) "lessee" means a person who has been granted permission, whether before or after the commencement of this Code, to occupy, for the purposes of a building site, land belonging to the Government in a cantonment, and includes the successors in interest of a lessee :
- (k) "licensed market" means a private market licensed by the cantonment authority :
- (l) "licensed slaughter-house" means a private slaughter-house licensed by the cantonment authority :

* This Code consists, not only of rules made under ss. 26 and 27 of the Cantonments Act, 1889 (XIII of 1889), but also of certain enactments applied in exercise of the powers conferred by s. 25. Thus the provisions contained in, for example, s. 174 of the Code could scarcely be made the subject of a rule under the Act, and would probably be held to be *ultra vires* if the rule-making power were relied upon to give them validity; but they are taken, *mutatis mutandis*, from s. 143 of the Punjab Municipal Act, 1891 (XX of 1891), and their validity rests on the power of the Governor-General in Council to "extend to any cantonment any enactment for the time being in force in any municipality in British India, and declare its extension subject to such restrictions and modifications, if any, as he thinks fit." See *ante*, p. 19. In the case of each section of the Code which appears to be, in whole or in part, an "applied enactment," a reference to the original has been added on the margin.

† In addition to these definitions, the definitions in the Cantonments Act, 1889 (XIII of 1889), apply and should be borne in mind—see s. 20 of the General Clauses Act, 1897 (X of 1897). Further, the provisions of the latter Act are applicable—see s. 3 (2) of the Cantonments Act, 1889 (XIII of 1889), and foot-note thereto *ante*, p. 8.

The Cantonment Code, 1909.

(m) "market" means a place in a cantonment where persons periodically assemble for purposes of selling any articles of food for human consumption:

(n) "notification" means a notification in the local official Gazette:

(o) "notified" means published by notification:

(p) "private market" means a market not maintained by the cantonment authority:

(q) "private slaughter-house" means a slaughter-house not maintained by the cantonment authority:

(r) "public market" means a market maintained by the cantonment authority:

(s) "public slaughter-house" means a slaughter-house maintained by the cantonment authority:

(t) "regimental bazar" means a bazar under the management of regimental authorities:

(u) "Sanitary Officer" means, where no Sanitary Officer has been specially appointed, the senior executive Medical Officer in military employ on duty in a cantonment:

(v) "sarai" means a building in a cantonment ordinarily used, whether wholly or in part, for the accommodation of native travellers:

(w) "slaughter-house" means a place in a cantonment ordinarily used for the slaughter of animals for the purpose of selling the flesh for human consumption:

(x) "source of public water-supply" includes every public well, tank, river, stream, spring, channel, reservoir or other source in a cantonment from which water is or may be made available for public use, whether or not it is used for the purposes of water-works, and also every source of water-supply situate on private premises to the use of which the public is entitled:

(y) "street" includes any way, road, lane, square, court, alley, passage or open space in a cantonment, whether a thoroughfare or not and whether built upon or not, over which the public have a right of way, and also the roadway and footway over any bridge or causeway: and

(z) "treasury" means the Government treasury or sub-treasury, or the bank or place prescribed by or under section 22 of the Cantonments Act, 1889, for the custody of the cantonment fund of a cantonment.

(2) Where any question arises as to whether a building is or is not a sarai, or a place is or is not a slaughter-house, it shall be decided by the cantonment authority; and the decision of the cantonment authority hereon shall be final and conclusive.

CHAPTER II.

CANTONMENT COMMITTEES AND CONTROL.

Constitution.

3. (1) In every cantonment with respect to which the Local Government has determined that a cantonment committee is to be constituted, the cantonment committee shall ordinarily consist of the following members, namely:—

(a) At the head-quarter cantonment of a Division or Brigade, a combatant officer appointed by name in Station Orders by the Officer Commanding such Division or Brigade; in all other cases the Commanding Officer of the cantonment.

(b) any Magistrate of the first class, being also a Justice of the Peace, appointed by the District Magistrate to represent him;

Provided that where the condition that such Magistrate must also be a Justice of the Peace cannot be fulfilled, the District Magistrate may, with the concurrence of the Officer Commanding the Division, appoint as his representative a Magistrate who is not a Justice of the Peace, until such time as an officer possessing that qualification is available.

(c) such Commanding Officers in the cantonment as may be appointed in Station Orders to be members;

The Cantonment Code, 1909.

- (d) the Cantonment Magistrate;
- (e) the Sanitary Officer;
- (f) the Executive Engineer; and
- (g) the District Superintendent of Police.

(2) At the head-quarter cantonment of the Division or Brigade the officer appointed under sub-section (1), clause (a), in all other cases the Officer Commanding the cantonment, shall be the President of the committee and the Cantonment Magistrate shall be the Secretary.

(3) If the President is absent from any meeting, the next senior combatant officer present shall preside on that occasion.

4. The Officer Commanding the Division may, by order in writing, appoint any residents of the cantonment, whether officials or non-officials, to be additional members of the cantonment committee for such period as may be stated in the order and may similarly revoke any appointment so made.

Cantonment committee (if any) to discharge functions of cantonment authority.

5. The cantonment committee (if any) shall discharge the functions of the cantonment authority under this Code.

6. (1) The Governor-General in Council, after consultation with the Local Government and the Officer Commanding the Division, may, by notification, direct, in respect of any cantonment in which a cantonment committee has not been constituted or has ceased to exist or cannot be convened, that any of the functions of the cantonment authority under this Code—

- (a) shall be in abeyance; or
- (b) shall, with such modifications as may be prescribed in the notification, be discharged by the Commanding Officer of the cantonment.
- (2) Subject to any notification for the time being in force under sub-section (1), the Commanding Officer of any such cantonment as aforesaid may discharge any of the functions of the cantonment authority under this Code.

Meetings of Cantonment Committee.

7. (1) The cantonment committee (if any) shall meet for the transaction of business once at least in every month, and at such other times as the President may direct.

Time and place of meetings, and notice of business.

(2) The time and place of each meeting shall be announced in Station Orders, and shall be communicated to each member by a notice in writing issued by the Secretary.

(3) Every notice issued under sub-section (2) shall,—

- (a) unless the President in any case otherwise directs, be issued so as to reach each member three clear days before the meeting takes place; and
- (b) be accompanied by an agenda paper specifying the business to be transacted at the meeting.

(4) The President may permit the consideration of any business not specified in the agenda paper as aforesaid, unless a majority of the members require its postponement to a later meeting.

(5) The President may, by order in writing, adjourn any meeting to any date to be fixed by the order.

8. No business relating to the imposition, abolition or modification of any tax shall be transacted at a meeting unless at least six clear days' notice in writing of the date fixed therefor has been given.

Six days' notice required in certain cases.

9. No business shall be transacted at a meeting unless there are present, in addition to

Quorum.

the President,—

- (a) three members of the committee, or
- (b) half the total number of members,

whichever number is the greater.

The Cantonment Code, 1909.

10. (1) Minutes of the proceedings at each meeting shall be recorded in a book, shall be signed by the President, and shall, at such times and in such place as shall be fixed by the cantonment committee, be open, free of charge, to the inspection of any inhabitant of the cantonment.

(2) A copy of the minutes shall, as soon as possible after each meeting, be forwarded for the information of the District Magistrate.

11. Every meeting shall be open to the public, unless in any case the President, for reasons to be recorded in the minutes, otherwise directs.

Meetings to be public.

12. (1) All questions coming before a meeting shall be decided by a majority of the votes of the members present and voting.

Decision by majority of votes.

(2) In the case of an equality of votes, the President shall have a second or casting vote.

(3) The dissent of any member from any decision of the cantonment committee, with an abstract of the grounds therefor, shall, if the member so requests, be entered by the Secretary in the minutes.

Control.

13. (1) If the President dissents from any decision of the cantonment committee, he may, for reasons to be recorded in the minutes, by order in writing, direct the suspension of action thereon for any period not exceeding one month; and, if he does so, he shall forthwith refer the matter to the Officer Commanding the Brigade, or Division, as the case may be.

(2) If the District Magistrate considers any decision of the cantonment committee to be prejudicial to the public health, safety or convenience, he may, whether on a report made by the Magistrate representing him on the cantonment committee or otherwise, after giving notice in writing of his intention to the President, refer the matter to the Local Government through the Commissioner (if any) of the Division; and the President shall, on receipt of such notice, direct the suspension of action on the decision pending the disposal of the reference to the Local Government, and shall forthwith report the matter to the Officer Commanding the Division, through the Officer Commanding the Brigade, if any.

(3) If the Magistrate appointed to represent the District Magistrate on the cantonment committee is present at a meeting and dissents from any decision which he considers prejudicial to the public health, safety or convenience, he may, for reasons to be recorded in the minutes and after giving notice in writing of his intention to the President, report the matter to the District Magistrate; and the President shall, on receipt of such notice, direct the suspension of action on the decision for a period sufficient to admit of the District Magistrate being communicated with and taking proceedings as provided by sub-section (2).

14. (1) The Officer Commanding the Brigade may, by order in writing,—

Controlling powers of Officer Commanding the Brigade.

(a) call for any book or document in the possession or under the control of the cantonment authority;

(b) require the cantonment authority to furnish such statements, accounts, reports and copies of documents relating to its proceedings or duties as he may think fit;

(c) require the cantonment authority to furnish plans and estimates for all works to be constructed out of the cantonment fund at a cost exceeding five hundred rupees, and to conform to such directions as he may think fit to give with respect to the superintending authority by whom such works shall be approved; and

(d) direct that any matter or any specific proposal, other than one which has been referred to the Local Government under section 13, sub-section (2), be brought before the cantonment committee.

(2) The Officer Commanding the Brigade may, by a like order,—

(c) direct the suspension, for such period as may be stated in the order, of action on any decision of the cantonment committee which has not been referred to him under section 13, sub-section (1); or

The Cantonment Code, 1909.

(f) when any decision of the cantonment committee has been referred to him under section 13, sub-section (1), either—

- cancel the order given by the President directing the suspension of action, or
- extend its duration for such period as may be stated in his order, or
- declare the modifications with which the decision may be carried into effect by the cantonment committee.

(g) When the Officer Commanding the Brigade directs the suspension of action on any decision of the cantonment committee, or extends the duration of any order of suspension, he shall forthwith refer the matter to the Officer Commanding the Division.

Controlling powers of Officer Commanding the Division. **15.** The Officer Commanding the Division may, by order in writing,—

- exercise any of the powers conferred by section 14, sub-section (1), on the Officer Commanding a Brigade.
- direct the suspension, for such period as may be stated in the order, of action on any decision of the cantonment committee which has not been reported to him under section 13, sub-section (2), or referred to him under section 14, sub-section (3); or
- when any decision of the cantonment committee has been referred to him under section 14, sub-section (3), either—
 - cancel the order given by the President or the Officer Commanding the Brigade, as the case may be, directing the suspension of action, or
 - extend the duration of the order for such period as may be stated in his order, or
 - declare the modifications with which the decision may be carried into effect by the cantonment committee.

16. When any decision of the cantonment committee has been referred to the Local Government under section 13, sub-section (3), the Local Government shall consult the Officer Commanding the Division, and may then, by order in writing, either—

- cancel the order given by the President directing the suspension of action; or
- extend its duration for such period as may be stated in its order; or
- direct that no action be taken on the decision; or
- declare the modifications with which the decision may be carried into effect by the cantonment committee.

CHAPTER III.

THE CANTONMENT MAGISTRATE AND CANTONMENT SERVANTS.

Cantonment Magistrate.

17. (1) The Cantonment Magistrate shall be the executive officer of the cantonment Position and general duties of Cantonment authority, and all orders of the cantonment Magistrate authority shall be issued through him.

(2) The Cantonment Magistrate, as Secretary of the Cantonment Committee and as executive officer of the cantonment authority, shall be subordinate to the Commanding Officer of the cantonment or, at the head-quarter Cantonment of the Division or Brigade the officer appointed under section 3, sub-section (1), clause (a).

(3) The Cantonment Magistrate shall see that all orders of the cantonment authority are duly obeyed.

(4) The Cantonment Magistrate shall, as far as practicable, keep a record of every final order issued by him in his official capacity.

Cantonment Servants.

18. (1) With the previous sanction of the Officer Commanding the Division and Number and salaries of servants of cantonment authority subject to the provisions of sections 30 and 33 and to the control over the cantonment fund which is vested in the Local Government by section 23 of the Cantonment Act, 1889, the cantonment authority shall fix the number and salaries of the servants to be employed by it.

The Cantonment Code, 1909.

- (c) shares in the Bank of Bengal, the Bank of Madras or the Bank of Bombay, or
- (d) debentures or other securities for money issued by or on behalf of a local authority.

Explanation.—In this section the words “deposit of cash” include savings bank deposits if pledged to the President of the Cantonment Committee; or where there is no such committee, to the Commanding Officer of the Cantonment.

25. On or about the first day of January in each year, the Cantonment Magistrate shall

Annual report as to sufficiency of security furnished. submit to the cantonment authority a report as to the sufficiency of the security furnished by or on behalf of its servants.

26. The Cantonment Magistrate shall deal in the manner prescribed in the Civil Account Code with all moneys and securities deposited as security by or on behalf of servants of the cantonment authority or persons who have entered into contracts with the cantonment authority:

Procedure in dealing with moneys and securities deposited. Provided that no such moneys or securities as aforesaid shall be delivered up,—

- (a) if deposited by or on behalf of a servant of the cantonment authority until after the lapse of such time after the death of, or the vacation of his office by, such servant as the cantonment authority may direct; or
- (b) if deposited by or on behalf of a contractor, then, in the absence of any condition in the contract to the contrary, until after the lapse of such time after the completion of the contract to the satisfaction of the cantonment authority as that authority may direct.

CHAPTER IV.

CANTONMENT FUND.

Credits to Fund.

Sums to be credited to cantonment fund. namely:—

27. There shall be placed to the credit of the cantonment fund the following sums

- (a) all sums directed by section 21, sub-section (1), of the Cantonments Act, 1889, or by or under any other enactment for the time being in force, to be placed to the credit of that fund: and

- (b) all grants-in-aid and other sums received by the cantonment authority in aid of that fund.

28. (1) The Secretary to the Government of India in the Army Department shall, from time to time, intimate to the Officer Commanding the Division the annual sum (if any) which will from time to time be placed at his disposal by the Government of India as a grant-in-aid to the cantonment funds in his Division.

(2) The Officer Commanding the Division shall distribute the said sum among the said cantonment funds in such proportions as he may think fit.

Application of Fund.

Purposes to which cantonment fund may be applied. 29. (1) The cantonment fund may be applied to the following purposes within the cantonment, namely:—

- (a) the payment of any expenses directed by or under any enactment for the time being in force to be debited to the fund;
- (i) the payment of a moiety of the salary of the Cantonment Magistrate,
- (ii) the payment of such allowances to officers performing the duties of Cantonment Magistrates as the Commander-in-Chief in India may determine;
- (c) the provision and maintenance of an office for the cantonment authority;
- (d) the payment of the salaries of the cantonment establishment, or any contribution to a provident fund on account of any member of that establishment;
- (e) the survey of buildings and lands;

The Cantonment Code, 1909.

(f) the management and improvement of lands and other property placed by the Government under the management of the cantonment authority, including—
 (i) the construction and maintenance of streets (other than those maintained from Imperial or Provincial funds),
 (ii) the lighting, watering and cleansing of streets, and
 (iii) the maintenance of public parks and gardens and the planting and tending of trees;

(g) the provision and maintenance, or the aiding, of hospitals, dispensaries and schools and the conveyance of patients to and from hospitals and their expenses therein;

(h) the provision and maintenance of public markets and slaughter-houses;

(i) the acquisition of immoveable property for cantonment purposes;

(j) the carrying out of a proper system of conservancy throughout the cantonment for all its inhabitants other than classes of troops for whom conservancy is provided from public revenues other than the cantonment fund, including—
 (i) the pay of the public conservancy establishment,
 (ii) the construction of public latrines and other conservancy works, and
 (iii) the purchase of all necessary conservancy carts, utensils and other appliances;

(k) the carrying out of a proper system of water-supply and drainage and of other sanitary measures, including public vaccination and the prevention of the spread of infectious or contagious disorders, and generally the maintenance of the cantonment in a thoroughly sanitary condition;

(l) the burial, burning or other lawful disposal of the corpses of paupers and unknown persons;

(m) the abatement of nuisances;

(n) the taking of a census; and

(o) generally the payment of all expenses incurred under this Code or any other rule or law for the time being in force.

(2) The cantonment fund may, with the general or special sanction of the Local Government, be applied to any of the purposes referred to in sub-section (1), within or without British India, beyond the limits of the cantonment, in cases in which, in the opinion of the Local Government, the application of the fund beyond those limits is for the benefit of the inhabitants of the cantonment or of any military force or detachment ordinarily quartered therein.

Estimates and Sanctions.

Money not to be paid unless expenditure sanctioned.

30. No money shall be paid from the cantonment fund unless the expenditure is either—

(a) provided for in the sanctioned budget estimate, or by re-appropriation under section 33, or
 (b) sanctioned by the Officer Commanding the Division, and
 (c) in the case of expenditure on Public Works, unless detailed estimates have been prepared and sanctioned.

31. The cantonment authority shall, under the direction of the Officer Commanding the Division, be responsible for administering the funds provided in the sanctioned budget estimate or sanctioned under section 30, clause (b).

32. (1) On the first day of June in each year, or on such other date as the Officer Commanding the Division may direct, the cantonment authority shall submit to the Officer Commanding the Brigade or Officer Commanding the Division, as the case may be, a budget estimate of the receipts (including any grant-in-aid) into, and expenditure from, the cantonment fund for the ensuing financial year.

(2) The budget estimate shall be framed in accordance with Form 8 in Schedule I, or in such other form as may from time to time be prescribed by the Comptroller-General with the previous sanction of the Governor-General in Council.

The Cantonment Code, 1909.

(3) The Officer Commanding the Brigade may revise the budget estimate, and shall submit it to the Officer Commanding the Division.

(4) The Officer Commanding the Division may sanction the budget estimate, with or without modification.

(5) The sanction of the Officer Commanding the Division to the budget estimate shall be communicated by him to the Officer Commanding the Brigade and the cantonment authority.

33. The cantonment authority may—

Re-appropriation.

(a) with the previous sanction of the Officer Commanding the Division, re-appropriate any sum from one major head of the budget estimate to another:

(b) with the previous sanction of the Officer Commanding the Brigade, or Officer Commanding the Division, as the case may be, re-appropriate any sum from one minor head or sub-head of the budget estimate to another minor head or sub-head under the same major head, or from one major head to another:

Provided that no allotment to any major head shall, by re-appropriation, be varied by more than 10 per cent of its original amount, except with the previous sanction of the Officer Commanding the Division also.

Payments.

34. (1) Every claim for payment from the cantonment fund shall be supported by a *Examination and order for payment of claims.* voucher, duly received and (if necessary) stamped, and shall be presented—

(a) to the President of the Cantonment Committee; or

(b) if so directed by the Officer Commanding the Division, to the Secretary to the Cantonment Committee; or

(c) where there is no Cantonment Committee, to the Commanding Officer of the Cantonment.

(2) The President, Secretary or Commanding Officer, as the case may be, shall check and examine every claim presented under sub-section (1), and, if it is found correct and is supported by a voucher as aforesaid, shall sign an order for the payment thereof.

(3) If payment is to be made from the imprest, the order for payment shall be "Pay in cash rupees (in words)," and, if payment is to be made by cheque, the order shall be "Pay by cheque No. , dated , rupees (in words)," the blanks being filled up when the cheque is signed.

35. Payment shall be made.—

Payments how to be made.

(a) if the sum to be paid does not exceed twenty rupees, in cash; and,

(b) if the sum to be paid exceeds twenty rupees, by cheque.

36. (1) Money may be drawn from the cantonment fund only by means of a cheque written in Form 4 in Schedule I.

Cheques.

(2) Every cheque shall be signed as follows:—

(a) where there is a Cantonment Committee,—

(i) if the sum to be paid does not exceed five hundred rupees, by the Secretary; or,

(ii) if the sum to be paid exceeds five hundred rupees, by the President;

(b) where there is no Cantonment Committee, by the Commanding Officer of the Cantonment.

(3) Cheques drawn in favour of a Government officer shall be made payable to order, and cheques drawn in favour of any other person shall be made payable to bearer.

(4) All cheque forms shall be bound in books with counterfoils.

(5) Every cheque book shall bear a number, and each officer authorized by sub-section (2) to sign cheques shall notify to the treasury the number of the cheque book which he from time to time brings into use.

(6) On each cheque form there shall be entered the number of the cheque book in which the form is contained, and a consecutive number.

The Cantonment Code, 1909.

(7) There shall be noted on the outside of each cheque book an order for its personal custody under lock and key by the officer who is authorized to use the book for the purpose of signing cheques; and, when such officer is relieved, he shall take a receipt for the number of cheque forms made over to the relieving officer and shall send to the treasury a specimen of the signature of the relieving officer.

(8) No cheque shall be current for more than three months from the date on which it was drawn. After the expiration of that period payment will be refused at the treasury, and it shall be necessary for the person in whose favour the cheque was drawn, to return it. In the event of a cheque being so returned, no fresh cheque will be issued, but the lapsed cheque shall be re-dated, and the alteration initialled, by the officer whose duty it would be, under sub-section (2), to sign the cheque, a note of the fact of re-dating being entered in the register of payments against the original transaction.

37. (1) The cantonment authority shall, where it has not already done so, draw from the treasury a sum not exceeding fifty rupees, or, if the Officer Commanding the Division with the previous concurrence of the Accountant General, so directs, a sum not exceeding two hundred rupees, to form an imprest for the purpose of meeting petty payments.

(2) The amount of petty payments met out of the imprest shall be recouped by check on the last day of each month, and, if necessary, during the month also, so that the full amount of the imprest, plus any sum received too late for remittance to the treasury on the last day of the month, shall always be shown in the monthly accounts as being in the hands of the cantonment authority.

38. Overdrafts on the cantonment fund shall be allowed only if sanctioned by the Officer Commanding the Division.

*Overdrafts.**Receipts.*

39. (1) All moneys received for credit to the cantonment fund shall be entered in a Register of receipts and form of acknowledgment. register of receipts, to be kept in Form 1 in Schedule I, either directly or through a subsidiary register and, with the exception of grants-in-aid and fines, shall be acknowledged by receipts in Form 2 in the said schedule.

(2) All receipts granted by way of acknowledgment under sub-section (1) shall bear printed numbers in a consecutive series for each kind of receipt, and the number of every receipt so granted shall be entered in the second column of the register of receipts, or in the appropriate column of a subsidiary register.

40. The cantonment authority shall be responsible for making such arrangements as Responsibility of cantonment authority as to receipts will secure—

- (a) that all moneys received for credit to the cantonment fund are duly brought to credit in the accounts;
- (b) that all moneys so received, with the exception of grants-in-aid and fines, are duly acknowledged by receipts in the form prescribed by section 39; and
- (c) that, whenever a receipt is given, the foil and counterfoil are duly filled up.

Account of the Imprest.

41. An account of the imprest shall be kept in an imprest-register in Form 6 in Schedule I, and the expenditure recorded in it shall be entered in a register of payments, to be kept in Form 5 in the said schedule, when a bill for the recoupment of the amount is made out and the amount is drawn from the treasury by cheque.

Bills for Expenditure.

42. (1) Every item of expenditure shall be entered in a bill of one of the following kinds, namely:—

- (a) an establishment pay bill—for the pay of members of the cantonment establishment;
- (b) a travelling allowance bill—for the travelling allowances of members of the cantonment establishment; or

The Cantonment Code, 1909.

(c) a contingent bill—for all charges other than the pay and travelling allowances of members of the cantonment establishment.

(2) Every establishment pay bill and every travelling allowance bill shall be prepared in the form for the time being prescribed by the Civil Account Code.

(3) Every contingent bill shall contain full details of the charges incurred.

43. (1) Claims for supplies or services by contractors or tradesmen shall be paid on bills presented by them.

(2) Where any such claim as aforesaid is paid by cheque, the payment shall be at once entered in the register of payments, and, where it is paid in cash, the payment shall be entered in the imprest-register.

(3) Where a contractor or tradesman presents his bill in the vernacular, a brief abstract shall be endorsed thereon in English, stating the amount, the name of the payee and the nature of payment in the terms prescribed by Article 9 (b) of the Civil Account Code.

44. (1) All petty charges to be met from the imprest shall be entered in bills prepared in the form for the time prescribed by the Civil Account Code.

(2) Such bills as aforesaid shall be supported,—

(a) in the case of a payment for a telegram or of any other sum exceeding ten rupees, by the original voucher on which the payment was actually made; and,

(b) in other cases, by a certificate that the receipts of the payees have, as far as possible, been obtained, and have been so destroyed, defaced or mutilated that they cannot be used again.

(3) The certificate referred to in clause (b) of sub-section (2) shall be signed by the Secretary to the Cantonment Committee, or, if there is no Cantonment Committee, by the Commanding Officer of the Cantonment.

45. (1) All charges incurred direct by the cantonment authority and paid by cheque, shall be entered in bills prepared in the form for the time prescribed by the Civil Account Code.

(2) The following certificate shall be recorded at the foot of every such bill and signed by the Secretary to the Cantonment Committee, or, if there is no Cantonment Committee, by the Commanding Officer of the Cantonment, namely:—

"I certify that the expenditure charged in this bill could not, with due regard to the interest of the cantonment, be avoided. I have satisfied myself that the charges entered in this bill have really been paid."

(3) In the case of expenditure on Public Works, the usual completion certificate shall be furnished.

Entry of Cheques in Accounts.

46. All payments made by cheque shall be entered in the register of payments, the vouchers being numbered in a monthly consecutive series.

47. Where a cheque is cancelled, the amount thereof shall be deducted from the expenditure by a minus entry in the appropriate column of the register of payments. The deduction shall then pass into the cash book through the daily total of payments carried into it.

Accounts and Returns.

48. The cantonment authority shall keep a cash book in Form 7 in Schedule I. The cash book shall be balanced monthly, and the balance shown in it reconciled with that shown in the pass book, to be kept in Form 3 in the said schedule, as follows:—

Balance as per pass book	...	...	...
Add—			
Amount of imprest	...	...	...
Money received too late for remittance to treasury			...

Total ...

The Cantonment Code, 1909.

(3) The consolidated account shall be forwarded in duplicate to the Examiner or Inspector of Local Accounts, who will compare the two copies and forward one copy to the Officer Commanding the Division, retaining the other copy in his own office for check by the local auditors during audit with a view to furnishing the certificate of correctness.

Exception.—The provisions of sub-sections (2) and (3), so far as they relate to the local audit of accounts, do not apply to the Aden Cantonment Fund.

Classification.

53. (1) All receipts into, and expenditure from, the cantonment fund shall be classified, in the monthly and annual accounts, in accordance with Form 8 in Schedule I.

(2) All expenditure shall be classified in the monthly accounts under the appropriate major heads, minor heads, and sub-heads with reference to the nature of the charge, whether specific budget provision exists or not; and no expenditure, which from its nature properly falls under one of the other prescribed heads, shall be classified under the head "Miscellaneous" on the ground that there is no specific budget provision for the charge.

Explanation.—Every permanent advance to a cantonment fund receiving a grant-in-aid under section 28, shall be held outstanding in the military accounts until the fund becomes self-supporting, and the advance shall then merely be shown as a balance in the hands of the cantonment authority.

Remittance to Treasury and Pass Book.

54. The cantonment authority shall remit to the treasury all moneys received for credit to the cantonment fund.

55. (1) Remittances to the treasury may be made either daily or weekly as may be most convenient:

Provided that all moneys in hand on the last working day of each month shall be remitted on that day.

(2) Every remittance shall be accompanied by a chalan or invoice and by the pass book.

(3) Where a remittance is made, the officer in charge of the treasury shall forthwith acknowledge its receipt by an entry in the pass book, and shall enter on the charge side of the pass book particulars of cheques paid up to date as recorded in his register.

(4) The pass book shall be sent to the treasury on the last working day of each month, whether or not there are any moneys to be remitted to the treasury on that day. The officer in charge of the treasury shall then close the pass book for the month, and enter therein in words the balance in hand, signing the entry.

56. (1) The cantonment authority shall from time to time examine the pass book and Supervision of pass book by cantonment authority. shall forthwith call the attention of the officer in charge of the treasury to any discrepancy appearing between the credits or debits shown therein and those shown in its registers.

(2) The pass book shall be written up only by the officer in charge of the treasury or, by some member of his establishment, and no entries or marks shall be made therein by the cantonment authority, or by any member of the cantonment establishment.

57. In addition to the forms above prescribed the cantonment authorities of the cantonments in Madras shall forward to the Government of India, the funds of which are subject to local audit by the Accountant General, Madras, shall maintain registers in the forms specified in Schedule II, or in such other forms as may from time to time be prescribed in substitution thereof for adoption in the district municipalities of the said Presidency.

Abstract Statements of Estimated and Actual Income and Expenditure.

58. The Officer Commanding the Division shall forward to the Government of India, Abstract statements of estimated and actual income and expenditure in the Army Department, through the Quarter Master General in India:

(a) An abstract statement of the estimated income and expenditure from the several cantonment funds in his Division; and,

(b) as soon as possible after the close of each financial year, a statement showing under the several heads and sub-heads of receipt and expenditure set forth

The Cantonment Code, 1909.

in Form 8, Schedule I, the actual income and expenditure of each of the cantonment funds in his Division for the preceding financial year, together with a certificate showing that the closing cash balance of each fund, as shown in the annual account prescribed by section 52, has been compared with the balance as shown in the treasury pass book and found to be correct.

Submission of proposals as to taxation.

59. All proposals made by the cantonment authority for the imposition, abolition or modification of any tax shall be submitted to the Officer Commanding the Division for transmission to the Local Government.

CHAPTER V.

CONTRACTS.

33 & 34 Vict. c. 59. 60. Every contract made by the cantonment authority shall be executed on its behalf by the officer authorized by the Governor-General in Council so to execute it under section 2 of the East India Contracts Act, 1870.*

61. No lease or other contract, which is to remain in operation for more than twelve months, shall be executed on behalf of the cantonment authority without the previous sanction of the Officer Commanding the Division:

Provided that, where any such lease as aforesaid is a lease of land, the sanction of the Officer Commanding the Division shall not be given without the concurrence of the Local Government.

62. No contract for the execution of a work shall be executed on behalf of the cantonment authority unless it has been examined and approved of by the Executive Engineer:

Provided that, where a work is estimated to cost not more than five hundred rupees, the contract shall not be referred to the Executive Engineer unless the cantonment authority so directs.

63. The officer authorized, as provided by section 60, shall not execute on behalf of the cantonment authority any contract the value or amount of which exceeds one hundred rupees, contracts exceeding one hundred rupees in value, without the previous sanction of—

(a) the Cantonment Committee; or,

(b) where a Cantonment Committee has not been constituted or has ceased to exist or cannot be convened, the Commanding Officer of the cantonment:

Provided that, in case of urgency where there is a Cantonment Committee, the officer authorized as aforesaid may, with the previous sanction of the President of the Cantonment Committee, execute on behalf of the Cantonment Committee any contract the value or amount of which exceeds one hundred rupees but does not exceed two hundred rupees, and shall, in every such case, submit to the Cantonment Committee, at its next meeting, a report of his action and of the reasons therefor.

64. Every contract executed on behalf of the cantonment authority, the value or amount of which exceeds fifty rupees, except a contract for the sale of moveable property, shall be in writing: and, if the contract is for the execution of a work, it shall be prepared in

* As to the officers authorized under this Statute to execute contracts, see the following Resolutions of the Government of India in the Home Department, namely:—

No. 3 Judicial 455-501, dated the 28th March 1895—Gazette of India, 1895, Supplement, p. 587;

" 21 Judicial 1455-1471 " 4th October 1895— " " " p. 1393;

" 1 Judicial 14-30 " 8th January 1897— " 1897 " " p. 34;

and

" Judicial 1597-1608 " 10th November 1899— " 1899 " " p. 2018.

The Cantonment Code, 1909.

the form in use for that purpose in the Public Works Department under the orders of the Local Government.

65. (1) The cantonment authority may direct that security be required for the fulfilment of any contract to be executed on its behalf, other than a contract for the execution of a work, and that the whole or any part of the security be deposited before the contract is executed.

(2) Where any security is required under sub-section (1) it shall be of the nature specified in section 24, sub-section (2), and shall be of such amount as the cantonment authority may think fit.

(3) Where any security required as aforesaid has been given, the contract shall not be executed unless—

- (a) it contains a clause specifying the nature and the amount of the security required; and
- (b) any sum directed to be deposited has been lodged with the cantonment authority.

66. Nothing in this Chapter shall apply to any lease of land for the purposes of a *Saving of leases for building-sites.*

CHAPTER VI.

NUISANCES AND SANITATION.

Nuisances.

Offences in road or public place.

67. (1) Whoever,—

- (a) in any street or public place within the cantonment,—
 - (i) is drunk and disorderly, or drunk and incapable of taking care of himself; or
 - (ii) uses any threatening, abusive or insulting words, or behaves in a threatening or insulting manner, with intent to provoke a breach of peace, or whereby a breach of the peace is likely to be occasioned; or
 - (iii) eases himself, or wilfully and indecently exposes his person; or
 - (iv) begs importunately for alms; or
 - (v) exposes or exhibits, with the object of exciting charity, any deformity or disease or any offensive sore or wound; or
 - (vi) carries meat exposed to public view; or
 - (vii) is found gaming; or
 - (viii) picks animals or collects carts; or
 - (ix) being engaged in the removal of night-soil or other offensive matter or rubbish, neglects to sweep away or otherwise effectually remove any portion thereof that may spill or fall on to such street or public place; or
 - (x) without proper authority, affixes or causes to be affixed any bill, notice or other document upon any building, monument, post, wall, fence, tree or other thing; or
 - (xi) without proper authority, defaces, or writes upon, or otherwise marks, any building, monument, post, wall, fence, tree, or other thing; or
 - (xii) without proper authority, removes, destroys, defaces or otherwise obliterates any notice or other document put up or exhibited under this Code; or
 - (xiii) without proper authority, breaks, throws down or damages any direction-post, lamp, lamp-post or other thing maintained by the cantonment authority in such street or public place; or
 - (xiv) carries a corpse, or causes the same to be carried, without keeping it decently covered, or without taking due precaution to prevent risk of infection or injury to the public health or annoyance to passers-by or to persons dwelling in the neighbourhood; or

The Cantonment Code, 1909.

(xv) carries night soil or other offensive matter or rubbish at hours, or by roads, prohibited by the cantonment authority by public notice, or in any pattern of cart or receptacle which has not been approved, for the purpose by the cantonment authority, or who fails to close such cart or receptacle, when in use; or

(b) carries a corpse along a route prohibited by the cantonment authority by public notice; or

(c) deposits, or permits his servant to deposit, earth or materials of any description or any offensive matter or rubbish in any place not intended for the purpose on any street or public place, or waste or unoccupied land under the management of the cantonment authority; or

(d) having charge of a corpse, fails to bury, burn or otherwise lawfully dispose of the same within twenty-four hours after death; or

(e) makes any grave, or buries or burns any corpse, at an unauthorized place; or

(f) having entered or used a public conveyance under the circumstances or for any of the purposes mentioned respectively in section 189, fails to disinfect the same to the satisfaction of the cantonment authority; or

(g) keeps or uses, or knowingly permits to be kept or used, any place as a common gaming-house, or assists in conducting the business of any common gaming-house; or

(h) wilfully intrudes upon a place set apart for bathing purposes and incommodes persons lawfully using the same; or

(i) at any time or place prohibited by the cantonment authority by general or special notice, beats a drum or tom-tom, blows a horn or trumpet, or beats or sounds any brass or other instrument or utensil, or plays any music; or

(j) by singing, screaming or shouting, disturbs the public peace or order; or

(k) discharges firearms or lets off fireworks or fire-balloons, or flies kites, or engages in any game, in such a manner as to cause or be likely to cause danger or annoyance to persons passing by or dwelling or working in the neighbourhood, or risk of injury to property; or

(l) lets loose any horse or other animal so as to cause, or negligently allows any horse or other animal to cause, injury, danger, alarm or annoyance to any person; or

(m) suffers any ferocious dog to be at large without a muzzle; or

(n) sets on or urges any dog or other animal to attack, worry or put in fear any person; or

(o) being the occupier of any building or land in or upon which an animal dies, neglects, within three hours after the death of the animal or, if the death occurs at night, within three hours after sunrise, either—
to report the death to the Cantonment Magistrate or to some officer (if any) appointed by him to receive such reports, with a view to the removal and disposal of the carcass by the public conservancy establishments; or
to remove and dispose of the carcass in accordance with any general directions given by the cantonment authority by notice or any special directions given by the Cantonment Magistrate on receipt of such report as aforesaid; or

(p) except with the written permission of the cantonment authority, stores or uses nightsoil, manure, rubbish or any other substance emitting an offensive smell; shall be punishable with imprisonment for a term which may extend to eight days, or with fine which may extend to fifty rupees.

(2) Whoever does not take reasonable means to prevent any child under the age of twelve years in his charge from easing himself in any street or public place within the cantonment, shall be punishable with fine which may extend to twenty-five rupees.

68. The cantonment authority may, by public notice, appoint from time to time certain periods within which any dogs without collars or other marks distinguishing them as private property found straying in the streets or beyond the enclosures of the houses of the owners of such dogs, may be destroyed; and such dogs may be destroyed, in accordance with such order, by such person and in such manner as the Cantonment Magistrate may direct.

[C. Ben. Act III of 1884, s. 213.]

Destruction of stray dogs at appointed periods.

The Cantonment Code, 1909.

Explanation.—In this section the word 'house' includes a hut, shop, warehouse or building.

Sanitation.

69. The following officers shall, for the purposes of sanitation, have control over, and be responsible for, the sanitary condition of the parts of the cantonment hereinafter indicated, namely—

- (a) each Commanding Officer—his regimental lines, including the regimental bazar and all latrines used by the troops and followers under his command or control;
- (b) the Executive Engineer—all yards, works, workshops and other places used by the establishments under his charge;
- (c) the Senior Supply and Transport Officers—all cattle yards, slaughter houses, transport lines, and other places used by establishments, under their charge;
- (d) the head of any other Military or Civil Department occupying, as such, any part of the cantonment—all blocks of buildings, workshops and other places used by establishments under his charge;
- (e) the Cantonment Magistrate—the Sadar Bazar, all roads, and all other parts of the cantonment not under the control of any officer mentioned in clause (a), clause (b), clause (c) or clause (d).

70. (1) Every officer mentioned in section 69 shall forward to the cantonment authority a weekly sanitary report, stating that the parts of the cantonment over which he has control as

aforesaid, have been inspected by him and are, in his opinion, in a sanitary condition or otherwise, as the case may be.

(2) Where any such officer as aforesaid reports that any part of the cantonment under his control is not, in his opinion, in a sanitary condition, he shall specify the defects and may make such suggestions for remedying the same as he may think fit.

71. The Sanitary Officer shall exercise a general sanitary supervision over the whole cantonment, shall report every insanitary practice and every insanitary condition of things, whenever or wherever existing therein, both to the officer responsible under section 69 and to the cantonment authority, and shall attach to his report such recommendations for the remedy of the same as he may think fit.

Cantonment Magistrate's duties in respect of sanitation.

72. The Cantonment Magistrate shall, subject to the other provisions of this Code and the control of the cantonment authority,—

- (a) make, and supervise the carrying out of, all arrangements (including the provision and maintenance of a sufficient number of animals, vehicles, receptacles and implements, and of places for keeping the same) necessary for—
 - (i) the removal of night-soil and other offensive matter and rubbish from latrines, urinals, streets and all other places, public and private, from which the removal of the same by the public conservancy establishments is directed by the cantonment authority;
 - (ii) the surface cleansing of all streets and the watering thereof; and
 - (iii) the maintenance in a sanitary condition of public and private latrines and urinals, of encamping-grounds and sarais, of public and private markets and slaughter-houses, of fair-grounds, of all sources of public water-supply and the lands in the vicinity thereof, of all other places likely to create a nuisance, and, generally, of every part of the cantonment other than the parts mentioned in clauses (a) to (d) of section 69;
- (b) make frequent inspections of all parts of the cantonment with a view to ensuring that all orders of the cantonment authority on sanitary matters are duly obeyed, and that the public conservancy establishments satisfactorily perform their duties; and
- (c) take all necessary steps for remedying any defects in the sanitary condition of the cantonment of which he may become aware and for which funds can be provided.

73. (1) So far as the funds at its disposal permit, the cantonment authority shall pro-

Provide and maintain a sufficient number of public latrines and urinals, with all necessary conservancy establishments.

The Cantonment Code, 1909.

(2) Such latrines and urinals shall be placed in proper and convenient situations, as near as circumstances admit to the dwelling-places or places of resort of the persons for whose use they are intended:

Provided that, except with the previous sanction of the Officer Commanding the Division, no latrine or urinal shall be placed within fifty feet, and no trench latrine shall be placed within two hundred feet, of any inhabited building.

(3) Separate latrines and urinals shall ordinarily be provided for males and females, or, if any latrine or urinal is provided for the use of both sexes, separate divisions shall be provided for each sex, and each such latrine, urinal or division shall be marked as being for the use of men only, or women only, as the case may be.

74. (1) In providing public latrines the cantonment authority shall observe the following directions, namely:—

- (a) such number of latrines shall be provided as will admit of there being one compartment for the use of every fifteen adults using the latrines;
- (b) no latrine shall be constructed for the use of more than five hundred adults;
- (c) every latrine, other than a trench latrine, shall be provided with proper closed iron receptacles in the proportion of not less than two for every hundred adults using the latrine, and with not less than one iron or glazed earthen pan for each compartment;
- (d) for every latrine, other than a trench latrine, there shall be provided,—
 - (i) for the cleansing thereof, sweepers in the proportion of not less than one for every hundred adults using the latrine, and
 - (ii) for the removal of night-soil therefrom, air-tight iron filth-carts in the proportion of not less than one for every five hundred adults using the latrine, or, where carts cannot be used, sweepers in the proportion of not less than three for every five hundred adults using the latrine; and
- (e) for every trench latrine, there shall be provided digging-sweepers in the proportion of not less than one for every two hundred adults using the latrine:

Provided that, if in any case it is impracticable, owing to want of funds or for any other sufficient reason, fully to observe the foregoing directions, the Officer Commanding the Division may declare the extent to which they shall be observed.

(2) No public latrine shall be constructed or rebuilt except on a plan approved of by the Officer Commanding the Division.

75. The cantonment authority shall, whenever necessary, provide and maintain in proper and convenient positions receptacles or places for the temporary deposit of offensive matter and rubbish.

Places for disposal of offensive matter and rubbish.

Cesspools, receptacles for filth, etc.

76. The cantonment authority shall appoint places for the disposal of night-soil, carcasses and other offensive matter and rubbish.

77. The Cantonment Magistrate may, by notice in writing,—

- (a) require any person having the control, whether as owner, lessee or occupier, of any land or building,—
 - (i) to close any offensive cesspool belonging to the land or building, or
 - (ii) to provide a receptacle (of a pattern, if any, approved of by the cantonment authority) for filth or sullage water accumulating on or in the land or building, or
 - (iii) to keep in a cleanly condition (in such manner, if any, as may be prescribed by the notice), any receptacle provided for such filth, or
 - (iv) to prevent the water of any private latrine, urinal, sink or bathroom, or any other offensive matter, from soaking, draining, flowing or being put from the land or building upon any street or public place or into any water-course or into any drain not intended for the purpose; or
- (b) require any person who has the control, whether as owner, lessee or occupier, of any land or building, and has allowed any offensive matter or rubbish to accumulate or remain thereon or therein, to collect the same and deposit it, for removal by the public conservancy establishment, at such times and in such receptacles or places, situate at not more than one hundred feet from the nearest boundary of the premises, as may be specified in the notice; or

The Cantonment Code, 1909.

- (c) require any person to desist from making or altering any drain leading into a public drain; or
- (d) require any person who is creating or likely to create a nuisance by—
 - (i) altering, obstructing or encroaching upon a public drain, or
 - (ii) impeding the flow of water owing to the absence of a culvert or the existence of an insufficient culvert under a path leading to his premises, to desist therefrom; or
- (e) require any person having the control of a drain to remove, within a period to be specified in the notice, any obstruction from the same, or to cleanse, purify, repair or alter the same or otherwise put it in good order; or
- (f) require any person, being the owner, or having the control of any well, to disinfect or otherwise purify the same or protect it against contamination, in such manner and within such period as may be specified in the notice.

Private Latrines.

78. The cantonment authority may, by notice in writing,—

- (a) require the owner or other person having the control of any private latrine or urinal not to put the same to public use; or
- (b) where any plan for the construction of private latrines or urinals has been approved of by the cantonment authority and copies thereof may be obtained free of charge on application,—
 - (i) require any person repairing or constructing a private latrine or urinal not to allow the same to be used until it has been inspected by or under the direction of the Cantonment Magistrate and approved of by him as conforming with that plan, or
 - (ii) require any person having the control of a private latrine or urinal to rebuild or alter the same in accordance with that plan; or
- (c) require the owner or other person having the control of any private latrine or urinal which, in the opinion of the cantonment authority, creates a nuisance, to remove the latrine or urinal, and to substitute fresh earth, to such a depth, not exceeding two feet, as may be specified in the notice, for the earth on which the latrine or urinal stood; or
- (d) require any person having the control, whether as owner, lessee or occupier, of any land or building,—
 - (i) to have any latrine provided for the same shut out by a sufficient roof and wall or fence from the view of persons passing by or dwelling or working in the neighbourhood, or
 - (ii) to cleanse with deodorants any latrine or urinal belonging to the land or building; or
- (e) where any land or building is situate within one hundred feet of a public drain or other place set apart for the discharge of drainage and the drains belonging to the land or building are, in the opinion of the cantonment authority, insufficient, require any person having control of the land or building, whether as owner or lessee, or, in the case of neighbouring lands or buildings, the several lessees or owners having control of the lands or buildings, jointly, to provide sufficient drainage within fifteen days from the service of the notice; or
- (f) require any person who is constructing or laying a drain, to obey any directions which the cantonment authority may, on the advice of the Executive Engineer, think fit to give in order to ensure the completion of the work to its satisfaction; or
- (g) require any person, being the owner and having the control of any drain, to provide and apply to the same, within ten days from the service of the notice, such covering as may be specified in the notice.

79. (1) The cantonment authority may, by notice in writing, require the owner or

Provision of latrines, etc.

lessee of any building or land, in such manner as may be specified in the notice, to remove or

[C. Act XIX

of 1891, s.

provide any latrine, urinal, cesspool or other receptacle for filth, or to provide any additional latrines, urinals, cesspools or other receptacles as aforesaid which should in its opinion be provided for the building or land.

12a.]

The Cantonment Code, 1909.

(2) The cantonment authority may, by notice in writing, require any person employing more than twenty workmen or labourers to provide such latrines and urinals as it may think fit, and to cause the same to be kept in proper order and to be daily cleansed.

80. (1) The cantonment authority may provide for the performance by its agents of the duties usually performed by sweepers in respect of any building or land, or of any latrine,

[Cf. Act XVIII of 1889, s. 66 (1), and Act XX of 1891, s. 117.] urinal, cesspool or other receptacle for filth or sullage water pertaining to any building or land, with the consent of the occupier of the building or land, or without such consent of where the occupier fails to make arrangements to the satisfaction of the cantonment authority for the performance of such duties.

(2) Where the cantonment authority has provided for the performance by its agents of the duties referred to in this section, all matter removed by such agents in performing such duties shall be at the disposal of that authority.

81. The cantonment authority may, by notice in writing, require the owner, lessee or occupier of any land to clear away and remove any thick or noxious vegetation or undergrowth which appears to it to be injurious to health or offensive to the neighbourhood.

82. Where any tank, marshy ground or waste or stagnant water, whether within any private enclosure or not, is in such a condition as to create a nuisance, the cantonment authority may, by notice in writing, require the owner, lessee or occupier of the land, within thirty days from the service of the notice to fill up the tank or ground, or to drain off or remove the water, as the case may be:

Provided that, if, in the opinion of the cantonment authority, it is unreasonable to throw the whole expense on the owner, lessee or occupier, it may, with the previous sanction of the Officer Commanding the Division, require him to pay only a proportion of the expense.

83. (1) Where it appears to the cantonment authority that any block of buildings is, by reason of the manner in which the buildings are crowded together, in an unhealthy condition, it may cause the block to be inspected by a special committee consisting of—

(a) the Sanitary Officer.

(b) the Civil Surgeon of the district, or, if his services are not available, some other medical officer of the Government, and

(c) the Executive Engineer, or some person deputed by the Executive Engineer in this behalf.

(2) The special committee shall make a report in writing to the cantonment authority on the sanitary condition of the block; and, if it considers that the overcrowded condition thereof is likely to cause risk of disease to the inhabitants of the buildings or of the neighbourhood, or to endanger the public health, it shall clearly indicate, on a plan verified by the Executive Engineer or by the person deputed by him to serve on it, the buildings which should, wholly or in part, be removed in order to abate the unhealthy condition of the block.

(3) If upon receipt of such report, the cantonment authority is of opinion that all or any of the buildings indicated should be removed, it may, by notice in writing, require the owners thereof to remove them:

Provided, first, that the cantonment authority shall make compensation to such owners for any buildings which may have been erected under proper authority: and

Provided, secondly, that the cantonment authority may, if it appears to it to be equitable under the circumstances to do so, pay to such owners such sum as it may think fit as compensation for any buildings which may not have been erected under proper authority.

(4) The sum payable as compensation under the first proviso to sub-section (3) may be settled by mutual agreement between the cantonment authority and such owners as aforesaid, or, in default of agreement, by a committee of arbitration constituted as provided in Chapter XX.

Explanation.—In this section, the word "buildings" includes enclosure-walls or fences connected with buildings.

84. Where it appears to the cantonment authority that any building used as a dwelling is so overcrowded as to endanger the health of the inmates thereof it may, after such inquiry as it thinks fit, by notice in writing, require the

Reduction of number of inmates of overcrowded dwellings.

The Cantonment Code, 1909.

owner or occupier, within a time to be specified in the notice, to abate the overcrowding of the building by reducing the number of lodgers, tenants or other inmates.

85. (1) Where any building is so ill-constructed or dilapidated as to be, in the opinion of the cantonment authority, in an insanitary state, the cantonment authority may, by notice in writing, require the owner, within a time to be specified in the notice, to execute such repairs, or to make such alterations, as it may think necessary in order to remove such defects.

(2) A copy of every notice issued under sub-section (1) shall be conspicuously posted on the building to which the notice relates.

Explanation.—A notice issued under sub-section (1) shall be deemed to have been complied with if the owner of the building to which it relates, has, instead of executing the repairs or making the alterations directed by the notice, removed the building.

86. (1) The Cantonment Magistrate may, by notice in writing, require the owner, lessee or occupier of any building or land which appears to him to be in a filthy or unwholesome state, within twenty-four hours to cleanse the same or otherwise put it in a proper state in such manner as may be specified in the notice.

(2) If within three months from the date of the service of a notice under sub-section (1) the Cantonment Magistrate finds any building or land in respect of which the notice was issued, in a filthy or unwholesome state, the owner, lessee or occupier shall be punishable with imprisonment for a term which may extend to eight days or with fine which may extend to fifty rupees.

87. Whoever fails to comply with a notice issued under any of the provisions of sections 77 to 86, shall be punishable with fine which may extend to fifty rupees, and, in the case of continuing failure, with an additional fine not exceeding five rupees for every day after the first in regard to which he is convicted of having persisted in the failure.

CHAPTER VII.

CONTROL OVER STREETS, BUILDINGS, LANDS, TREES, ETC.

Streets and Buildings.

88. The cantonment authority may attach to the outside of any building brackets for lamps in such manner as not to occasion any injury thereto or inconvenience.

89. The cantonment authority may, by order in writing, permit the temporary occupation of any street, or land vested in it, for the purpose of depositing any building materials, or making any temporary excavation therein or erection thereon subject to such conditions as it may prescribe for the safety or convenience of persons passing by or dwelling in the neighbourhood, and may charge fees for such permission, and may, in its discretion, withdraw the permission.

90. (1) The cantonment authority may cause a name to be given to any street, and to be affixed on any building in such place as it may think fit, and may also cause a number to be affixed to any building; and may, from time to time, cause such names and numbers to be altered.

(2) Whoever destroys, pulls down or defaces any such name or number or puts up any name or number differing from that put up by order of the cantonment authority, shall be punishable with fine which may extend to twenty rupees.

91. The cantonment authority may, by public notice, direct that within certain limits, to be fixed by the notice, the roofs and external walls of huts or other buildings shall not, without its permission in writing, be made or renewed of grass, mats, leaves or other highly inflammable materials, and may, by notice in writing, require any person, who has disobeyed any such direction as aforesaid, to remove or alter the roofs or walls so made or renewed as it may think fit.

92. (1) Whoever, except in such a case as is provided for by Chapter XXI, intends to erect or re-erect any building shall give notice in writing, in the manner hereinafter prescribed, of his intention to the cantonment authority, and the cantonment authority may, within six weeks after the receipt of the notice, refuse to sanction the building, or may sanction it

The Cantonment Code, 1909.

either absolutely or subject to such directions as it may think fit to issue in writing in respect of all or any of the following matters, namely :—

- (a) the free passage or way to be left in front of the building;
- (b) the space to be left about the building to secure free circulation of air and facilitate scavenging and the prevention of fire;
- (c) the ventilation of the building, the minimum cubic area of the rooms, and the number and height of the storeys of which the building may consist;
- (d) the provision and position of drains, latrines, urinals, cesspools or other receptacles for filth;
- (e) the level and width of the foundation, the level of the lowest floor and the stability of the structure;
- (f) the line of frontage with neighbouring buildings, if the building abuts on a street; and
- (g) the means to be provided for egress from the building in case of fire,

and the person erecting or re-erecting the building shall obey all such written directions:

Provided that the cantonment authority shall make full compensation to the owner for any damage which he may sustain in consequence of its prohibition of the re-erection of any building, or of its requiring any land belonging to him to be added to the street.

(2) Whoever gives notice to the cantonment authority under sub-section (1), shall, along with the notice, forward a plan and specification of the building which he intends to erect or re-erect, together with a site-plan of the land of such character and with such details as the cantonment authority may require; and no such notice shall be valid until such plans and specification have been supplied. The notice shall specify the purpose for which it is intended to use the building.

(3) Where any building is begun or erected without the giving of the notice and the submission of the plans and specification required by this section, or in contravention of any order of the cantonment authority issued within six weeks of the receipt of a valid notice thereunder, the cantonment authority may, by notice in writing, to be delivered within a reasonable time, require the building to be altered or demolished as it may think necessary.

(4) Where the cantonment authority neglects or omits for six weeks after the receipt of a valid notice under this section to make and deliver to the person who has given the notice, any order in respect thereof, it shall be deemed to have sanctioned the proposed building absolutely.

(5) Every sanction for the erection or re-erection of a building given or deemed to have been given by the cantonment authority as aforesaid shall be available for one year from the date on which the notice became valid and complete, and no longer; and, if the building so sanctioned is not begun by the person who has obtained the sanction, or some one lawfully claiming under him, within that period, it shall not thereafter be begun without fresh sanction; but such person as aforesaid may at any subsequent time give fresh notice to the cantonment authority in the manner hereinbefore prescribed, and thereupon the provisions hereinbefore contained shall apply to the fresh notice:

Provided that no sanction under section 92 shall act as a bar to any proceedings under sections 77 to 87.

Explanation.—In this section the expression “erect or re-erect any building” includes—

- (a) any material alteration or enlargement of any building;
- (b) the conversion into a place for human habitation of any building not originally constructed for human habitation;
- (c) the conversion into more than one place for human habitation of a building originally constructed as one such place;
- (d) the conversion of two or more places of human habitation into a greater number of such places;
- (e) the conversion into a stable, cattleshed or cowhouse of any building originally constructed for human habitation;
- (f) such alterations of the internal arrangement of a building as affect an alteration of its drainage or sanitary arrangements, or affect its security; and
- (g) the addition of any rooms, buildings, out-houses or other structures to any building.

The Cantonment Code, 1909.

93. (1) The owner or occupier of a building shall not, without the permission in writing of the cantonment authority, add to, or of 1891, s. 55.] place against or in front of, the building, any projection or structure overhanging, projecting into, or encroaching on, any street, or into or on any drain, sewer or aqueduct therein.

(2) The cantonment authority may, by notice in writing, require the owner or occupier of any building to alter or remove any such projection or encroachment as aforesaid:

Provided that, in the case of any projection or encroachment lawfully in existence at the commencement of this Code, the cantonment authority shall make reasonable compensation for any damage caused by the removal or alteration.

(3) The cantonment authority may, by order in writing, give permission to the owners or occupiers of buildings in any particular street to put up open verandahs, balconies or rooms projecting from any upper storey thereof to an extent beyond the line of the plinth or basement-wall, and at a height from the level of the ground or street, to be specified in the order.

94. The cantonment authority may, by notice in writing, require the owner or lessee [Cf. Act XX of 1891, s. 121.] of any building or land in any street to put up and keep in good condition proper troughs and pipes for receiving and carrying the water from the building or land and for discharging the same so as not to inconvenience persons passing along the street.

95. The cantonment authority may, by notice in writing, require any person who has, without its permission in writing, newly erected [Cf. Act XX of 1891, s. 124.] unauthorized buildings over drains, etc., or re-erected any building over any public sewer, drain, culvert water-course or water-pipe, to pull down or otherwise deal with the same as it may think fit.

96. Where any building, well, tank, reservoir, pool, depression or excavation is, in the opinion of the cantonment authority, for [Cf. Act XX of 1891, s. 127.] want of sufficient repair, protection or enclosure, as the case may be, dangerous to persons passing by or dwelling or working in the neighbourhood, the cantonment authority may, by notice in writing require the owner or occupier thereof to repair, protect or enclose the same; and if there is, in the opinion of the cantonment authority, imminent danger, it shall forthwith take such steps to avert the danger as it may think necessary.

97. Where any building, wall or structure, or anything affixed thereto, or any bank or tree, is, in the opinion of the cantonment authority, in a ruinous state or in any way [Cf. Act XX of 1891, s. 128.] dangerous either in the case of an occupied building to the occupier or to the public, the cantonment authority may, by notice in writing, require the owner or occupier thereof forthwith either to remove the same or to cause such repairs to be made as it may think necessary for the safety of the occupier or of the public, and, if there is, in the opinion of the cantonment authority, imminent danger, it shall forthwith take such steps to avert the danger as it may think necessary.

98. The Cantonment Magistrate may, by notice in writing, require the owner or part-owner, or person claiming to be the owner or of 1891, s. 133.] part-owner, of any building or land, or the lessee or person claiming to be the lessee of any land, which, by reason of abandonment or disputed ownership or other cause, has remained untenanted and become a resort of idle and disorderly persons or otherwise a nuisance, to secure or enclose the same within a time to be specified in the notice.

Boundaries, Trees, etc.

99. (1) The cantonment authority may, by public notice, prohibit the construction of boundary-walls, hedges or other fences of any material or description which is, in its opinion, unsuitable, unsightly or otherwise objectionable.

(2) The cantonment authority may, by notice in writing, require the owner or lessee of any land—

(a) to remove from the land any boundary-wall, hedge or other fence which is, in its opinion, unsuitable, unsightly or otherwise objectionable;

(b) to construct on the land sufficient boundary-walls, hedges or other fences of such material, description and dimensions as may be specified in the notice;

(c) to maintain the boundary-walls, hedges or other fences on the land in good order.

The Cantonment Code, 1909.

Explanation.—In this section, the expression "boundary-walls, hedges or other fences" includes all necessary gates and the posts or pillars thereof.

100. The Cantonment Magistrate may, by notice in writing, require the owner, lessee or occupier of any land within three days to cut or trim any hedges on the land in such manner as may be specified in the notice.

101. No general felling of trees, and no general lopping or trimming of trees in a manner likely to cause permanent injury thereto, General felling, lopping or trimming of trees. shall be ordered by the cantonment authority without the previous sanction of the Commander-in-Chief in India.

102. (1) No tree of mature growth, whether standing in any private enclosure or not, shall be felled without the previous sanction of Felling of trees of mature growth.

(2) Where, in the opinion of the cantonment authority, the felling of any tree of mature growth standing in a private enclosure is necessary for sanitary reasons, the cantonment authority may, by notice in writing, require the owner, lessee or occupier of the land to fell the tree within a time to be specified in the notice.

103. The cantonment authority may—

Power to require lopping or trimming of trees.

(a) cause to be lopped or trimmed any trees standing on land belonging to the Government; or

(b) by public notice, require all owners, lessees or occupiers of land, or, by notice in writing require the owner, lessee or occupier of any land, to lop or trim, in such manner as may be specified in the notice, all or any trees standing on such land and to remove any dead trees from such land.

104. (1) Where, in the opinion of the cantonment authority, the cultivation of any Agriculture and irrigation. description of crop, or the use of any kind of manure, or the irrigation of land in any specified manner, is for any reason undesirable the cantonment authority may, by public notice, prohibit such cultivation, use or irrigation after a certain date to be specified in the notice:

Provided that, if when a notice is issued under this section, any land to which it relates has been lawfully prepared for cultivation or any crop is sown therein or is standing thereon, the cantonment authority—

(a) may, subject to such conditions as it may think fit to impose, postpone the date from which the notice is to take effect; or

(b) may, if it appears to it to be equitable under the circumstances to do so and whether or not it postpones the date from which the notice is to take effect, pay to any person interested in the land or crop such sum as it may think fit as compensation for any loss incurred by reason only of his having complied with the notice: and

(c) shall, if it directs that the notice is to take effect without delay, make compensation to all persons interested in the land or crop for any loss incurred by reason only of their having complied with the notice.

(2) The sum payable as compensation under clause (c) of the proviso to sub-section (1) may be settled by mutual agreement between the cantonment authority and such person or persons as aforesaid, or, in default of agreement by a committee of arbitration constituted as provided in Chapter XX.

105. The Cantonment Magistrate may, by notice in writing, require the owner, lessee or occupier of any land to abstain from the Improper use of land. improper use of the same, whether by quarrying,

or by removing earth, sand, stone or gravel, or by digging a tank, well or pit and may require him by notice in writing to restore the land to the condition it was in previous to such improper use:

Provided that, where such use of the land has continued for thirty days, the owner, lessee, or occupier shall not be required so to restore the land to its previous condition.

106. Whoever, without the permission in writing of the cantonment authority, digs up the surface of any public land, shall be punishable with fine which may extend to twenty rupees.

Penalties.

107. Whoever fails to give notice as required by section 92 (1), or fails to comply with Penalties. any notice issued under this chapter shall be punishable with fine which may extend to fifty rupees, and, in the case of a continuing failure, with an additional fine not exceeding five

The Cantonment Code, 1909.

rupees for every day after the first in regard to which he is convicted or having persisted in the failure.

CHAPTER VIII.

CONTROL OVER SARÁIS, ENCAMPING-GROUNDS, TRAFFIC, ETC.

Saráis.

Duties of keepers of saráis.

108. (1) Every keeper of a sarái shall be bound,—

- (a) if to his knowledge any person in the sarái is ill of any infectious or contagious disorder, or has died of any such disorder, to make an immediate report of the fact to the Cantonment Magistrate;
- (b) to maintain a sufficient supply of pure water for the use of persons frequenting the sarái;
- (c) to keep all parts of the sarái in a clean and sanitary condition; and
- (d) to give any information which the Cantonment Magistrate may, by notice in writing, require regarding—
 - (i) the boundaries of the sarái, and
 - (ii) any matters affecting its management and condition.

(2) Whoever fails to give the Cantonment Magistrate any information required under this section or wilfully gives him false information, shall be punishable with fine which may extend to twenty rupees, and, in the case of a continuing failure, with an additional fine not exceeding five rupees for every day after the first in regard to which he is convicted of having persisted in the failure.

109. (1) The Cantonment Magistrate may, by notice in writing, require any keeper

Power to require report as to persons using sáráis. of a sárái to report to him, or to any person whom he may appoint in this behalf, either orally or in writing as may be directed in the

notice, the name and description, or the names and descriptions, of any person or persons who resorted to the sárái during any period, to be specified in the notice.

(2) Where a written report is required, the form in which the same is to be furnished may be specified in the notice.

(3) Whoever fails to comply with any notice issued under this section or wilfully makes a false report thereunder, shall be punishable with fine which may extend to twenty rupees, and, in the case of a continuing failure, with an additional fine not exceeding five rupees for every day after the first in regard to which he is convicted of having persisted in the failure.

110. (1) Where the keeper of a sárái commits a breach of any of the provisions of sections 108 and 109, the cantonment authority may, in addition to any punishment which may be inflicted thereunder, by notice in writing, require that the sárái be closed to the use of the public.

(2) A notice issued under sub-section (1) shall be cancelled and cease to have effect, if the keeper of the sárái satisfies the cantonment authority that no such breach as aforesaid would be likely to occur in the event of the sárái being re-opened to the use of the public.

111. The provisions of sections 108, 109 and 110 shall not apply to any cantonment to which the Saráis Act, 1867, for the time being 1867, Saving of Saráis Act, 1867. extends.

Encamping-grounds, etc.

112. (1) No place in the cantonment shall be used as an encamping-ground or for the pitching of tents without the permission in writing of the cantonment authority.

(2) Such permission as aforesaid may be granted subject to any conditions which the cantonment authority may think fit to impose with respect to sanitary arrangements and other matters affecting the public health, safety or convenience.

Markets and Slaughter-houses.

113. No person shall in any market sell, or expose for sale, any article of food or drink for human consumption which is unfit for human consumption. Sale in markets of articles unfit for human consumption. therefor.

The Cantonment Code, 1909.

(d) to maintain in good order any public latrines or urinals which may have been provided for the use of persons frequenting the market.

121. (1) Where the owner or the person in charge of a licensed market commits a breach of any of the provisions of sections 114 and 120, the cantonment authority may, in addition to any punishment which may be inflicted under this Code, by order in writing, suspend the license for any period to be specified in the order, or withdraw the license.

(2) No market for which a license has been granted under this Chapter, shall be kept open for public use while the license therefor is suspended or after the same has been withdrawn.

(3) A copy of every order made under sub-section (1) shall be conspicuously posted in the market to which the order relates.

122. The Cantonment Magistrate shall maintain a register of all private markets which have been licensed under this Chapter, Register of private markets. showing—

(a) the date on which the license was issued; and,

(b) where the license has been suspended, the date and period of the suspension; or,

(c) where the license has been withdrawn, the date of the withdrawal.

123. Whoever, knowing that a license granted for a private market is for the time being suspended or has been withdrawn, sells or exposes for sale therein any meat, fish, milk, fruit, vegetables or other perishable articles of food for human consumption, shall be punishable with imprisonment for a term which may extend to eight days or with fine which may extend to fifty rupees. Selling in private market when license suspended.

124. (1) Subject to the provisions of sub-section (2), no person shall, without or otherwise than in conformity with the terms of a license granted by the Cantonment Magistrate in this behalf, use any place as a slaughter-house or for the slaughtering of any cattle, sheep, goats or pigs intended for human food. Restrictions on slaughtering without a license.

(2) Nothing in sub-section (1) shall be deemed—

(i) to restrict, subject to such conditions as to prior or subsequent notice as the Cantonment Magistrate, with previous sanction of the District Magistrate, may, by general or special order, impose in this behalf, the slaughter of any animal in any place on the occasion of any festival or ceremony; or

(ii) to prevent the Cantonment Magistrate, acting with the sanction of the cantonment authority, from setting apart places for the sacrifice of animals in accordance with religious custom and for the sale of flesh thereof; or

(iii) to limit or otherwise affect the right to slaughter, in or upon private premises, a kid intended solely for domestic consumption.

(3) No fee shall be chargeable upon any license granted under this section.

125. (1) Whoever—

Penalties for contravening section 124.

(a) uses any place in contravention of section 124, or

(b) omits to give any notice required by any order made in pursuance of sub-section

(2), clause (i), of the said section,

shall be punishable with fine which may extend to fifty rupees; and

(2) Whoever, after having been convicted of an offence punishable under sub-section (1), clause (a), of this section, continues to contravene any provision of section 124, shall be punishable, for each day after the first during which he continues so to offend, with a fine which may extend to twenty-five rupees.

Management of slaughter-houses generally.

126. Where the cantonment authority has made or approved of any arrangements for—

(a) passing and marking animals in a slaughter-house as being suitable for slaughter, or

(b) regulating the admission into a slaughter-house of persons carrying on business or trade or working for gain therein, or regulating the conduct of such persons therein,

the owner or the person in charge of the slaughter-house shall not slaughter, or permit to be slaughtered, any animal therein, unless those arrangements are duly observed.

The Cantonment Code, 1909.

127. (1) The cantonment authority may, by public notice, limit the hours during which Hours during which slaughter-houses may be any slaughter-house may be kept open for use kept open. and the slaughter of animals may be permitted therein.

(2) A copy of every notice issued under sub-section (1) shall be conspicuously posted in each slaughter-house to which the notice relates.

128. (1) Where it is, in the opinion of the cantonment authority, necessary on sanitary grounds to do so, the cantonment authority may, by public notice, prohibit, for any period, not exceeding one month, to be specified in the notice, or for such further period, not exceeding one month, as it may from time to time by a like notice specify, the use of any slaughter-house or the slaughter therein of any animal of a description specified in the notice.

(2) A copy of every notice issued under sub-section (1) shall be conspicuously posted in the slaughter-house to which the notice relates.

129. Where the owner or the person in charge of a private slaughter-house applies for the license therefor, such license shall be granted on payment of the prescribed fee, if any, by the Cantonment Magistrate on his being satisfied—

- (a) that convenient passages have been provided between any pens, standings or yards in the slaughter-house;
- (b) that a sufficient supply of pure water has been provided for the slaughter-house;
- (c) that sufficient drains have been provided;
- (d) that the premises are so enclosed as to prevent the interior being visible by passers-by; and
- (e) that suitable arrangements have been made for—
 - (i) keeping the slaughter-house in a clean and sanitary condition and removing offensive matter and rubbish therefrom;
 - (ii) the proper ventilation of the buildings and structures in the slaughter-house;
 - (iii) the proper maintenance of the drains and of any public latrines and urinals that may be required for the use of persons frequenting the slaughter-house;
 - (iv) the treatment of animals in the slaughter-house;
 - (v) the slaughter of animals in a humane manner within an enclosure so constructed that animals placed therein shall be out of sight of animals kept outside;
 - (vi) the removal of animals to such enclosure as aforesaid;
 - (vii) the disposal or destruction of animals which are offered for slaughter and are from disease or any other cause unfit for human consumption; and
 - (viii) the destruction of carcasses which from disease or any other cause are found after slaughter to be unfit for human consumption;

Provided that no license shall be granted for a slaughter-house opened after the commencement of this Code, if the slaughter-house is situate at any place which the cantonment authority thinks, specially with regard to any neighbouring drains or water-courses, to be objectionable.

New private slaughter-houses to be licensed.

130. No private slaughter-house shall, after the commencement of this Code, be opened to public use until it has been licensed.

131. (1) The cantonment authority may, by notice in writing, require the owner or the person in charge of any private slaughter-house to be licensed. in existence at the commencement of the Cantonment Code, 1899, to furnish, within a time to be specified in the notice, any information which may be needed for the purpose of determining whether a license should be required therefor.

(2) On the expiration of such time as aforesaid the cantonment authority shall determine whether or not it is necessary to require a license.

(3) Where the cantonment authority determines that a license shall be required for the slaughter-house, and a license therefor either is not applied for or is refused, the cantonment authority may, by notice in writing, require the owner or the person in charge of the slaughter-house to close the same until a license has been obtained.

The Cantonment Code, 1909.

Duties of owners or persons in charge of licensed slaughter-houses. 132. The owner or the person in charge of a licensed slaughter-house shall be bound—

- (a) to maintain convenient passages between any pens, standings or yards in the slaughter-house;
- (b) to maintain a sufficient supply of pure water for the slaughter-house;
- (c) to keep the slaughter-house in a cleanly and sanitary condition, to provide and maintain receptacles for refuse, and to remove all offensive matter and rubbish from the slaughter-house;
- (d) to maintain in good order the drains of the slaughter-house and any public latrines or urinals which may have been provided for the use of persons frequenting it;
- (e) to maintain suitable arrangements for the purposes mentioned in section 129, clause (c), sub-clauses (iv) to (viii); and
- (f) to prevent the keeping of animals at the slaughter-house for more than twenty-four hours.

133. (1) Where the owner or the person in charge of a licensed slaughter-house commits a breach of any of the provisions of sections 127, 128 and 132, the cantonment authority may, in addition to any punishment which may be inflicted under this Code, by order in writing, suspend the license for any period to be specified in the order, or withdraw the license.

(2) No slaughter-house for which a license has been granted under this Chapter, shall be kept open to public use, and no animal shall be slaughtered therein, while the license therefor is suspended or after the same has been withdrawn.

(3) A copy of every order made under sub-section (1) shall be conspicuously posted in the slaughter-house to which the order relates.

Register of private slaughter-houses. 134. The Cantonment Magistrate shall maintain a register of all private slaughter-houses which have been licensed under this Chapter, showing—

- (a) the date on which the license was granted; and,
- (b) where the license has been suspended, the date and period of the suspension; or
- (c) where the license has been withdrawn, the date of the withdrawal.

135. Whoever, knowing that a license granted for a slaughter-house is for the time Slaughtering in slaughter-houses, when license being suspended or has been withdrawn, slaughtered any animal therein, shall be punishable with imprisonment for a term which may extend to eight days, or with fine which may extend to fifty rupees.

Levy of stallages, rents and fees in public markets and slaughter-houses.

136. (1) The cantonment authority may—

[*C. of Bom. Act III of 1888, ss. 407 and 408.*]

- (a) charge, for the occupation or use of any stall, shop, standing, shed or pen in a public market or slaughter-house, and for the right to expose goods for sale in a public market and for weighing and measuring goods sold therein, and for the right to slaughter animals in any public slaughter-house, such stallages, rents and fees as shall from time to time be fixed by it, in this behalf; or
- (b) farm the stallages, rents and fees leviable as aforesaid, or any portion thereof, for any period not exceeding one year at a time.

(2) A copy of the table of stallages, rents and fees (if any) leviable in any public market or slaughter-house under sub-section (1), printed in the English language and in such other language or languages as the cantonment authority may direct, shall be affixed in some conspicuous place in the market or slaughter-house, as the case may be.

137. (1) No person shall, without the permission in writing of the cantonment authority, bring into the cantonment any cattle, sheep, goats or swine intended for human consumption

Import of cattle and flesh.

or the flesh of any such animal slaughtered outside the cantonment.

(2) Any animal or flesh brought into the cantonment in contravention of sub-section (1), may be seized by the Cantonment Magistrate or by any servant of the cantonment authority and sold or otherwise disposed of as the cantonment authority may direct, the sale-proceeds being credited to the cantonment fund.

(3) Whoever commits a breach of the provisions of this section shall be punishable with fine which may extend to fifty rupees.

Explanation.—Nothing in this section shall be deemed to apply to cured or preserved meat.

The Cantonment Code, 1909.

Traffic.

138. The cantonment authority shall not permanently close any street or open any new street without the previous sanction of the Officer Commanding the Division.
 Closing and opening of streets.

139. Whoever is driving a vehicle along a street, shall, except in case of actual necessity, keep to the left when passing a vehicle coming from the opposite direction, and to the right when passing a vehicle going in the same direction.
 Rule of the road.

140. No animal shall be ridden or driven, and no vehicle shall be driven, on any street in a rash riding or driving.
 Rash riding or driving.

141. No animal shall be ridden or driven, and no vehicle shall be driven, on any street at a time or in a manner prohibited by public notice issued by the Cantonment Magistrate or by the District Superintendent of Police.
 Riding or driving at time or in manner prohibited.

142. No vehicle shall be driven, led or kept standing on any street between nightfall and dawn without a suitable lamp, placed on the right side thereof, unless there is sufficient moonlight to render a lamp unnecessary.
 Use of lamps on vehicles.

143. Whoever is driving any elephant or camel on a street, shall remove the same to a safe distance on the approach of a horse or of bullocks drawing a vehicle.
 Removal of elephant or camel on approach of horse or vehicle drawn by bullock.

144. No vehicle or animal shall be left on a street without proper control.
 Leaving vehicle or animal without proper control.

145. No animal shall be trained, broken in or led for exercise on any street at a time or place prohibited by public notice issued by the cantonment authority.
 Training, breaking or exercising animal.

146. No person shall—
 (a) cause any vehicle, with or without an animal harnessed thereto, to remain or stand so as to cause obstruction in any street longer than may be necessary for loading or unloading or for taking up or setting down passengers; or
 (b) leave or fasten any vehicle or animal so as to cause obstruction in any street; or
 (c) expose any article for sale, whether upon a stall or booth or in any other manner, so as to cause obstruction in any street; or
 (d) in any other manner wilfully obstruct or cause obstruction to the free passage of any street.
 Obstructing street.

Burial and Burning Grounds.

147. The cantonment authority may, by notice in writing, require the owner or keeper of any burial or burning ground to supply such information as may be specified in the notice concerning the condition, management or position of such ground.
 Power to call for information regarding burial and burning grounds.

148. (1) No place not previously used as a burial or burning ground shall, after the commencement of this Code, be so used without the permission in writing of the cantonment authority.
 Permission required for use of new burial or burning ground.

(2) Such permission as aforesaid may be granted subject to any conditions which the cantonment authority may think fit to impose for the purpose of preventing annoyance to, or danger to the health of, persons living in the neighbourhood.

149. (1) Where the cantonment authority is of opinion, after making or causing to be made local inquiry, that any burial or burning ground has become offensive to, or dangerous to the health of, persons living in the neighbourhood, it may, with the previous sanction of the Local Government, by notice in writing, require the owner or keeper of such ground to close the same from a date to be specified in the notice.
 Power to require closing of burial or burning ground.

(2) Where the Local Government sanctions the issue of any notice under sub-section (1), it shall declare the conditions on which the burial or burning ground may be re-opened, and a copy of the declaration shall be annexed to the notice.

(3) Where the Local Government sanctions the issue of any such notice as aforesaid, it shall require a new burial or burning ground to be provided at the expense of the cantonment fund, or, if the community concerned is willing to provide a new burial or burning ground, a grant to be made from the cantonment fund towards the cost of the same.

The Cantonment Code, 1909.

150. No corpse shall be buried or burnt in any burial or burning ground in respect of Prohibition of use of burial or burning ground which a notice issued under section 149, sub-section (1), is for the time being in force.

Distance between graves.

151. No grave shall be made in any burial ground at a less distance than three feet from the margin of the nearest grave.

152. No corpse shall, without the permission in writing of the cantonment authority, be buried in any burial ground in a grave of less Depth of graves.

(a) four feet, where the grave is made of masonry; or

(b) six feet, where the grave is not made of masonry.

153. Every corpse brought to a burial or burning ground shall be buried or burnt, as the case may be, within six hours after it has been so brought.

Corpses to be buried or burnt within six hours.

154. Every corpse brought to a burning ground shall be completely reduced to ashes.

155. Where a corpse has been buried, burnt or otherwise disposed of in contravention of any of the provisions of sections 148, 150, 151, 152, 153 and 154, the cantonment authority may, if it thinks fit, take such order, therewith, or with the remains thereof, as shall ensure the proper disposal of the same in accordance with this Code.

156. The provisions of sections 147 to 155 shall not apply to any burial ground which is for the time being managed under rules published in the Public Works Department Code.

Certain burial grounds excepted from operation of sections 147 to 155.

CHAPTER IX.

WATER-SUPPLY.

157. All sources of public water-supply (except such as are used for the purposes of Control of cantonment authority over sources of public water-supply. the control of the Public or Military Works Department) shall be under the control of the cantonment authority.

158. Where there are no water-works, the cantonment authority shall take all necessary measures for maintaining a supply of pure water, for guarding from pollution water which is used for human consumption, and for preventing polluted water from being so used.

159. (1) Where, in the opinion of the cantonment authority, the water in any source Power to prohibit use of any source of public drinking water-supply. is likely, if used by any human being or by any milch animal for drinking purposes, to engender or cause the spread of any disorder, the cantonment authority may, by public notice, prohibit the use or removal of the same for all or any of the following purposes, namely:—

- (a) the drink of human beings or admixture with any article of human consumption;
- (b) the drink of milch animals, or admixture with any article of food or drink for milch animals;
- (c) the washing of vegetables or of cooking utensils;
- (d) any other purpose which is likely to cause its introduction into any article of human consumption.

(2) A copy of every notice issued under sub-section (1) shall be conspicuously posted near the source of water-supply to which the notice relates.

160. The cantonment authority may, by notice in writing, require the owner, or any person having control, of any source of public water-supply which is used for drinking purposes,—

- (a) to keep the same in good order, and to clear it from time to time of silt, refuse or decaying vegetation; or
- (b) if the water therein is proved to the satisfaction of the cantonment authority to be unfit for drinking purposes, to take such measures as may be specified in the notice to prevent the public from having access to, or using, such water.

Provided that, in the case of a well, such person as aforesaid may, instead of complying with the notice, signify in writing his desire to be relieved of all responsibility for the

The Cantonment Code, 1909.

proper maintenance of the well and his readiness to place it under the control and supervision of the cantonment authority for the use of the public and the cantonment authority shall thereupon undertake the control and supervision of the same.

Polluting source of public drinking water-supply. 161. (1) Whoever—

- (a) bathes in any source of public water-supply which is used for drinking purposes; or
- (b) washes, throws or causes or permits to enter, therein any dog or other animal; or
- (c) washes or cleanses therein any clothes, wool, cloth, leather, skin, utensil or other thing; or
- (d) throws or allows to flow thereinto any offensive matter or rubbish; or
- (e) causes or allows the water of any sink, drain, steam-engine or boiler, or any other filthy or polluted water belonging to him or under his control, to flow thereinto; or
- (f) does any other act whereby the water thereof is polluted or is likely to be polluted;

shall be punishable with imprisonment for a term which may extend to eight days, or with fine which may extend to fifty rupees.

(2) For the purposes of this section the cantonment authority may, by public notice, declare what sources of public water-supply are used for drinking purposes.

(3) A copy of every notice issued under sub-section (2) shall be conspicuously posted near the source of water-supply to which the notice relates.

Impairing quality, or diminishing quantity, of water in source of public drinking water-supply or notice, prohibit any act specified in the notice impairing usefulness of water-works. 162. The cantonment authority may, by public notice, prohibit any act specified in the notice which would, in its opinion,—

- (a) impair the quality or diminish the quantity of the water in any source of public water-supply which is set apart for public use and is used for drinking purposes; or
- (b) injure or impair the usefulness of any of the pipes, locks, cocks, or other fittings of water-works.

Trespass on water-works.

163. (1) The cantonment authority may, by public notice, prohibit trespasses upon land occupied by water-works.

(2) A copy of every notice issued under sub-section (1) shall be conspicuously posted on the land to which the notice relates.

164. (1) No person shall, without the permission in writing of the cantonment authority, alter, obstruct or encroach upon, any public water-channel.

(2) The cantonment authority may, by notice in writing, require any person who has made any such alteration, obstruction or encroachment as aforesaid, to remove or desist from, the same.

165. (1) The cantonment authority may, by public notice, prohibit fishing, boating or the gathering of flowers or plants, generally or

Power to prohibit polluting of source of public water-supply by fishing, boating or gathering flowers or plants. by any particular method specified in the notice, in any source of public water-supply, where it considers that any such act is likely to cause

danger to the public health.

(2) A copy of every notice issued under sub-section (1) shall be conspicuously posted near the source of water-supply to which the notice relates.

Throwing of corpse into source of public water-supply.

166. No person shall throw a corpse into any source of public water-supply.

167. The cantonment authority may, by notice in writing, require the owner, lessee or occupier of any place in which is carried on any offensive trade or manufacture whereby the water in any source of public water-supply is polluted, to take steps to abate such pollution.

Power to prohibit pollution of source of public water-supply by carrying on offensive trade. Placing latrine, etc., or depositing offensive matter or rubbish, near source of public water-supply.

168. No person shall, without the permission in writing of the cantonment authority,—

- (a) place any latrine, urinal, cesspool or drain, or
- (b) use for the deposit of offensive matter or rubbish any place, within fifty feet of any source of public water-supply.

The Cantonment Code, 1909.

169. The cantonment authority may, by notice in writing, require any lessee, owner or occupier on whose land any latrine, urinal, cess-pool, drain or other receptacle for offensive matter exists within fifty feet of any source of public water-supply, to remove or close the same within one week from the service of the notice.

170. Whoever—

Bathing or washing at public well or spring.

(a) bathes, or

(b) washes any animal, or any clothes, wool, cloth, leather, skin, utensil or other thing,

by the side of any public well or spring so as to pollute the water thereof, shall be punishable with imprisonment for a term which may extend to eight days, or with fine which may extend to fifty rupees.

171. (1) The cantonment authority may, by Regulation of public bathing and washing. public notice, prohibit—

(a) bathing, or

(b) the washing of animals or of clothes, wool, cloth, leather, skins, utensils or other things, or of any class of such things,

by the public or any class thereof at any public place specified in the notice.

(2) The cantonment authority may, by public notice,—

(a) appoint places for—

(i) bathing, or

(ii) the washing of animals or of clothes, wool, cloth, leather skins, utensils or other things, or any class of such things; and

(b) fix the hours at which alone bathing or washing may be carried on at any place so appointed.

(3) In any notice issued under sub-section (1), separate places may be appointed for bathing and washing, respectively, and separate places may be appointed for bathing by men and women, respectively.

(4) A copy of every such notice as aforesaid shall be conspicuously posted on or near the place or places to which the notice relates.

Explanation.—In this section, the expression "washing an animal" includes driving or throwing an animal, or permitting it to go, into water.

CHAPTER X.

TRADES, CALLINGS AND OCCUPATIONS.

Licenses required for carrying on of certain occupations.

172. No person of any of the following classes, namely:—

(a) butchers, and sellers of poultry, game or fish;

(b) persons keeping pigs for profit, and dealers in the flesh of pigs which have been slaughtered in India;

(c) persons keeping milch cattle or milch goats for profit;

(d) persons keeping for profit any animals other than pigs, milch cattle or milch goats;

(e) dairymen and buttermen and makers or sellers of ghi;

(f) makers of bread, biscuits or cake, and sellers of bread, biscuits or cake made in India;

(g) sellers of fruit or vegetables;

(h) manufacturers of aerated or other potable waters, or ice, and sellers of the same;

(i) sellers of any medicines, drugs or articles of food or drink for human consumption (other than the flesh of pigs, milk, butter, bread, biscuits, cake, fruit, vegetables, aerated or other potable waters, or ice) which are of a perishable nature;

The Cantonment Code, 1909.

- (j) sellers of water to be used for drinking purposes;
- (k) washermen;
- (l) dealers in hay, straw, wood, charcoal or other inflammable material;
- (m) dealers in firewoods, kerosine oil, petroleum or any other inflammable oil or spirit;
- (n) tanners and dyers;
- (o) persons carrying on any trade or occupation from which offensive or unwholesome smells arise;
- (p) sellers of wheat, rice and other grains or flour used as human food;
- (q) makers or sellers of sugar or sweetmeats; and
- (r) hawkers and pedlers;

shall carry on his trade, calling or occupation in any part of the cantonment unless he has applied for, and obtained a license renewable annually from, the cantonment authority:

Provided, first, that a license shall not be withheld if the applicant is willing to comply with such conditions as the cantonment authority may think fit to impose under section 173:

Provided, secondly, that such fee shall be payable for the grant of the license as the cantonment authority may fix:

Provided, thirdly, that no person who was, at the commencement of the Cantonment Code, 1899, carrying on his trade, calling or occupation in any part of the cantonment, shall be bound to apply for a license for carrying on such trade, calling or occupation in that part until he has received from the cantonment authority not less than three months' notice in writing of his obligation to do so, and that, if the cantonment authority refuses to grant him a license, it shall pay reasonable compensation for any loss incurred by reason of such refusal:

Provided, fourthly, that in cantonments to which the Indian Petroleum Act, 1899 (VIII of 1899), extends, no person shall be required to obtain a license for the sale or storage of petroleum in any case in which a license is required by the said Act to be taken out, save in accordance with the provisions of the said Act, and of the rules framed thereunder.

173. A license granted to any person under section 172 shall specify the part of the cantonment in which the licensee may carry on his trade, calling or occupation, and may regulate the hours and manner of transport within the cantonment of any specified articles intended for human consumption, and may contain any conditions which the cantonment authority may think fit to impose with respect to the following matters, namely:—

- (a) in the case of butchers, and sellers of poultry, game or fish,—
 - (i) the apparatus and coverings to be used in the operations of their trade;
 - (ii) the places at which, and the manner in which, meat, poultry, game or fish may be exposed for sale; and
 - (iii) the disposal of meat, poultry, game or fish when found to be unfit for human consumption;
- (b) in the case of persons keeping pigs for profit, and dealers in the flesh of pigs which have been slaughtered in India,—
 - (i) the places at which pigs may be kept;
 - (ii) the number of pigs which may be kept at any one place;
 - (iii) the season and the places at which pigs may be slaughtered and the flesh offered for sale;
 - (iv) the manner in which pigs shall be inspected prior to slaughter; and
 - (v) the manner in which the flesh thereof shall be inspected and marked prior to sale; and disposed of when found to be unfit for human consumption;
- (c) in the case of persons keeping milch cattle or milch goats for profit,—
 - (i) the places at which such animals may be kept;
 - (ii) the number of such animals which may be kept at any one place;
 - (iii) the sources from which such animals shall be watered;
 - (iv) the segregation of any sick or diseased animals; and

The Cantonment Code, 1909.

(v) the taking of any other measures which the cantonment authority may think necessary for maintaining the premises in a clean and sanitary state;

(d) in the case of persons keeping for profit any animals other than pigs, milch cattle or milch goats,—

- (i) the places at which such animals may be kept;
- (ii) the number of such animals which may be kept at any one place; and
- (iii) the manner of keeping the animals so as to prevent their becoming a public nuisance or injurious to the public health;

(e) in the case of dairymen, buttermen and sellers of ghi,—

- (i) the vessels and other apparatus to be used in the operations of their trade;
- (ii) the places at which and the manner in which milk or butter may be prepared and kept for sale; and
- (iii) the taking of any other measures which the cantonment authority may consider necessary for keeping the premises and all vessels and apparatus in a clean and sanitary state;

(f) in the case of makers of bread, biscuits, cake or sweetmeats and sellers of bread, biscuits or cake made in India or sweetmeats,—

- (i) the apparatus and the water, flour and other ingredients which may be used in the operations of their trade;
- (ii) the places at which bread, biscuits, cake or sweetmeats may be prepared and kept for sale;
- (iii) the inspection to be exercised over the making of such articles; and
- (iv) the disposal of any such articles which may be found to be unwholesome;

(g) in the case of sellers of fruit or vegetables,—

- (i) the places and seasons at which fruit or vegetables, or any specified kinds of fruit or vegetables, may be sold; and
- (ii) the disposal of any fruit or vegetables which may be found to be unwholesome, or of which the sale has been prohibited under clause (g), sub-clause (i):

(h) in the case of manufacturers of aerated or other potable waters, or ice, and sellers of the same,—

- (i) the sources from which water used in such manufacture shall be taken;
- (ii) the machinery, chemicals and ingredients which may be used in such manufacture;
- (iii) the measures to be taken in order to ensure the proper filtering of the water used and the cleanliness of all apparatus and receptacles used; and
- (iv) the attachment of labels or the adoption of other means for the purpose of identifying the factory at which each article was made;

(i) in the case of sellers of any medicines, drugs or articles of food or drink for human consumption (other than the flesh of pigs, milk, butter, bread, biscuits, cake, fruit, vegetables, aerated or other potable waters, or ice) which are of a perishable nature, the disposal of any articles which may be found to be unwholesome;

(k) in the case of sellers of water to be used for drinking purposes,—

- (i) the sources from which such water shall be taken; and
- (ii) the taking of measures to ensure the cleanliness of mussuks or any other vessels or utensils used for carrying such water;

(l) in the case of washermen, the places at which clothes may be washed, dried or kept;

(m) in the case of dealers in hay, straw, wool, charcoal or other inflammable material,—

- (i) the places at which such materials may be kept;
- (ii) the quantity which may be stored at any one place, and the manner of storing; and
- (iii) the precautions against fire to be taken by the dealer or the person in charge of the business;